

**TWELFTH DAY.**

Senate Chamber,

Austin, Texas, June 20, 1929.

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Prayer by the Chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

**Petitions and Memorials.**

(See Appendix.)

**Committee Reports.**

(See Appendix.)

**Bills and Resolutions.**

By Senator Miller:

S. B. No. 166, A bill to be entitled "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Miller:

S. B. No. 167, A bill to be entitled "An Act relating to the duties of the county board of education and the county superintendent of counties with an area of nine hundred and fifty-two square miles and a population of not less than 35,300 nor more than 35,500 according to the Federal census of 1920; etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Miller:

S. B. No. 168, A bill to be entitled "An Act to fix the salary of the superintendent of public instruction in each county in Texas having a population of not less than 35,300 nor more than 35,500 according to the Federal census of 1920; etc., and declaring an emergency."

Read first time and referred to Committee on Educational Affairs.

By Senator Woodul:

S. B. No. 169, A bill to be entitled "An Act to amend Article 7298, Revised Statutes of 1925, and to prevent delinquent tax payers from pleading statute of limitation by way of defense against the payment of any taxes due from him or her either to the State, County, City, etc., and declaring an emergency."

Read first time and referred to Committee on State Affairs.

By Senator DeBerry:

S. B. No. 170, A bill to be entitled "An Act creating a more efficient road system for Franklin County, Texas; etc., and declaring an emergency."

Read first time and referred to Committee on State Highways and Motor Traffic.

By Senator Greer:

S. B. No. 171, A bill to be entitled "An Act amending Article 6208 of the Revised Civil Statutes of 1925, so as to change the law in reference to the number of witnesses required in support of certain matter contained in applications for pensions; and declaring an emergency."

Read first time and referred to Committee on Civil Jurisprudence.

By Senator Thomason:

S. B. No. 172, A bill to be entitled "An Act amending an act passed by the Forty-first Legislature at its First Called Session, the same being S. B. No. 42 of that Session, so as to make the provisions of the act apply to forfeiting school land in San Augustine County to the same extent that it applies to such land in other counties named in said S. B. No. 42; and declaring an emergency."

Read first time and referred to Committee on Public Lands and Land Office.

By Senator Gainer:

S. B. No. 173, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to purchase, acquire and construct permanent improvements, including dormitories, stadiums, and athletic fields, etc., and declaring an emergency."

Read first time and referred to Committee on State Affairs.

#### Motions to Set Special Orders.

Senator Woodward moved to set S. B. No. 53 as special order Tuesday morning after the morning call. The motion prevailed.

On motion of Senator Woodul, S. B. No. 23 was made special order tomorrow morning after the morning call.

On motion of Senator Wirtz, S. B. No. 35 was made second special order tomorrow morning.

Senator Parrish moved to set S. B. No. 67 as third special order tomorrow morning. The motion prevailed by the following vote:

Yeas—13.

Beck.	McFarlane.
Berkeley.	Miller.
Cunningham.	Neal.
DeBerry.	Parrish.
Gainer.	Russek.
Greer.	Small.
Holbrook.	

Nays—7.

Cousins.	Williamson.
Moore.	Wirtz.
Stevenson.	Woodul.
Thomason.	

Absent.

Hardin.	Patton.
Hornsby.	Pollard.
Hyer.	Westbrook.
Martin.	

(Pairs Recorded.)

Senator Parr (present), who would vote nay with Senator Woodward (absent), who would vote yea.

Senator Witt, (present), who would vote nay with Senator Love (absent), who would vote yea.

#### Consent to Record Vote.

Senator Cunningham received con-

sent to be recorded as voting "yea" on the final passage of H. B. No. 1.

#### Motion to Set Special Order.

Senator Holbrook moved to set S. B. No. 49 as special order today after S. B. No. 20. The motion prevailed.

Senator Thomason moved to set S. B. No. 125 as special order today after S. B. No. 49. The motion prevailed.

#### Motion to Reconsider.

Senator Love moved to reconsider the vote by which the Free Conference Committee report on H. B. No. 5 was adopted. The motion prevailed.

Senator Pollard received unanimous consent to withdraw the report.

#### House Bill No. 43.

The Chair laid before the Senate on second reading the following bill:

H. B. No. 43, A bill to be entitled "An Act to amend Articles 6221 of Title 109 of the Revised Civil Statutes of 1925, and amended by Chapter 153 of the General Laws of the Regular Session of the Forty-first Legislature, repealing Article 6222a of said Chapter and all other laws in conflict therewith, and declaring an emergency."

The bill was read second time.

Senator Russek sent up the following amendment:

Amend H. B. No. 43, page 2, line 8 by striking out the words "who was born prior to January 1, 1854" and inserting in lieu thereof the following:

"Now seventy-five years of age or over, or who may hereafter arrive at the age of seventy-five years, payable upon arrival at such age."

RUSSEK.

Read and adopted.

The bill as amended passed to third reading.

On motion of Senator Woodul the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 43 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Westbrook.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Woodul.
Parrish.	Woodward.

Absent.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

**House Bill No. 112.**

The Chair laid before the Senate on second reading the following bill:

H. B. No. 112, A bill to be entitled "An Act making an appropriation for the benefit of Slocum Consolidated School District No. 5, of Anderson County on account of the recent destruction of the school buildings and property in the territory now composing said district; directing the expenditure of said money, and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Greer, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 112 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

**House Bill No. 113.**

The Chair laid before the Senate on second reading the following bill:

H. B. No. 113, A bill to be entitled "An Act to amend Section 4, of Chapter 31, of the General and Special Laws of the State of Texas, passed by the Fortieth Legislature at its First Called Session, the same being a special road law for Robertson county; and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Gainer, the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 113 was put

on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

#### House Bill No. 89.

The Chair laid before the Senate on second reading the following bill:

H. B. No. 89, A bill to be entitled "An Act to amend Chapter 105. of the Local and Special Laws passed in the Regular Session of the Thirty-ninth Legislature, which act amended the then existing special road law of San Jacinto County, Texas, making provision for the refunding of indebtedness incurred by said bill for road and bridge purposes; repealing all laws and parts of laws in conflict herewith, and declaring an emergency"

The Committee report was adopted. The bill was read second time and passed to third reading.

On motion of Senator Hornsby the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 89 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

#### House Bill No. 102

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 102, A bill to be entitled "An Act amending Article 7047, of the Revised Civil Statutes of Texas, 1925, by adding a new section thereto, to be known as Section 40, so as to provide an occupation tax upon emigrant agents, defining 'emigrant

agents'; providing manner of payment of tax; repealing H. B. No. 207, passed by the First Called Session of the Forty-first Legislature of Texas and approved by the Governor of Texas, May 17, 1929, and declaring an emergency."

The committee report carrying amendment was adopted.

The bill as amended was read second time and passed to third reading.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 102 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Witt.
McFarlane.	Wirtz.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

# House Bill No. 138

The Chair laid before the Senate on its second reading the following bill:

H. B. No. 138, A bill to be entitled "An Act fixing the fees and salary of the official shorthand reporters of the county courts-at-law in any county having a population of not less than 202,000 and not more than 203,000 according to the latest Federal census, and providing the manner of its payment, and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Williamson the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 138 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	McFarlane.
Berkeley.	Miller.
Cousins.	Moore.
Cunningham.	Neal.
DeBerry.	Parr.
Gainer.	Parrish.
Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.

Westbrook.  
Williamson.  
Wirtz.

Witt.  
Woodul.  
Woodward.

Absent.

Martin.

#### Senate Bill No. 20.

The Chair laid before the Senate as special order the following bill:

By Senator Woodward.

S. B. No. 20, A bill to be entitled "An Act repealing Art. 4a and Art. 4b of the Code of Criminal Procedure of the State of Texas, said Articles constituting what is known as the Search and Seizure Act passed by the Thirty-ninth Legislature of the State of Texas, and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 20 was put on its third reading and final passage, by the following vote:

Yeas—26.

Berkeley.  
Cunningham.  
DeBerry.  
Gainer.  
Greer.  
Holbrook.  
Hornsby.  
Hyer.  
Love.  
McFarlane.  
Miller.  
Moore.  
Neal.

Parr.  
Parrish.  
Patton.  
Pollard.  
Russek.  
Small.  
Stevenson.  
Thomason.  
Williamson.  
Wirtz.  
Witt.  
Woodul.  
Woodward.

Absent.

Beck.  
Cousins.  
Hardin.

Martin.  
Westbrook.

Read third time and finally passed by the following vote:

Yeas—26.

Beck.  
Berkeley.  
Cunningham.  
DeBerry.  
Greer.  
Hardin.  
Holbrook.  
Hornsby.  
Hyer.

Love.  
McFarlane.  
Miller.  
Moore.  
Neal.  
Parr.  
Parrish.  
Patton.  
Pollard.

Small.  
Stevenson.  
Thomason.  
Williamson.

Wirtz.  
Witt.  
Woodul.  
Woodward.

Present—Not Voting.

Russek.

Absent.

Cousins.  
Gainer.

Martin.  
Westbrook.

#### Senate Bill No. 21.

The Chair laid before the Senate on its second reading the following bill:

By Senators Neal, Love, and Woodward.

S. B. No. 21, A bill to be entitled "An Act repealing Art. 727a of the Code of Criminal Procedure of the State of Texas, said Art. constituting what is known as the Evidence Clause of the Search and Seizure Act passed by the Thirty-ninth Legislature of the State of Texas, and declaring an emergency."

The committee report carrying a substitute was adopted.

The bill as substituted was read second time and passed to engrossment.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 21 was put on its third reading and final passage, by the following vote:

Yeas—28.

Beck.  
Berkeley.  
Cunningham.  
DeBerry.  
Gainer.  
Greer.  
Hardin.  
Holbrook.  
Hornsby.  
Hyer.  
Love.  
McFarlane.  
Miller.  
Moore.

Neal.  
Parr.  
Parrish.  
Patton.  
Pollard.  
Russek.  
Small.  
Stevenson.  
Thomason.  
Williamson.  
Wirtz.  
Witt.  
Woodul.  
Woodward.

Absent.

Cousins.  
Martin.

Westbrook.

Read third time and fanally passed by the following vote:

## Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.
Neal.	

Absent.

Cousins. Martin.

## Senate Bill No. 49.

The Chair laid before the Senate as special order the following bill:  
By Senator Holbrook:

S. B. No. 49, A bill to be entitled "An Act providing for the Board of Prison Commissioners to make recommendations to the Legislature of this State regarding the possible concentration and relocation of the prison system of Texas; etc., and declaring an emergency."

Read second time.

Senator Witt sent up the following amendment to Committee amendment No. 1:

Amend the amendment by striking out the words "shall elect its own chairman" and insert language providing that the Chairman of the Prison Board shall serve as Chairman.

WITT.

The amendment was read.

Senator Witt withdrew the amendment.

The Committee amendments were adopted.

The bill as amended passed to engrossment.

On motion of Senator Holbrook the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 49 was put on its third reading and final passage, by the following vote:

## Yeas—28.

Beck.	DeBerry.
Berkeley.	Gainer.
Cunningham.	Greer.

Hardin.	Patton.
Holbrook.	Pollard.
Hornsby.	Russek.
Hyer.	Small.
Love.	Stevenson.
McFarlane.	Thomason.
Miller.	Williamson.
Moore.	Wirtz.
Neal.	Witt.
Parr.	Woodul.
Parrish.	Woodward.

Absent.

Cousins. Westbrook.  
Martin.

The bill was read third time and finally passed by the following vote:

## Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin. Westbrook.

## Senate Bill No. 125.

The Chair laid before the Senate as special order the following bill:

By Senator Thomason:

S. B. No. 125, A bill to be entitled "An Act re-appropriating and extending the appropriation made for the Texas Department of Forestry of the A. and M. College for the purchase of forest land in the long-leaf pine section; etc., and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 125 was put on its third reading and final passage, by the following vote:

## Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

## Absent.

Martin.	Westbrook.
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The bill was read third time and finally passed by the following vote:

## Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

## Absent.

Martin.
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## Senate Bill No. 143.

The Chair laid before the Senate on its third reading the following bill:

By Senator Parr:

S. B. No. 143, A bill to be entitled "An Act fixing the salary of the Court Reporter in each Judicial District in this State containing five counties having a combined population according to the latest United States census of not less than 68,690 and not more than 69,590 and prescribing the manner of payment of same and declaring an emergency."

Read third time.

Senator Parr sent up the following amendment:

Amend S. B. No. 143 by striking out the figures 69,590 both in the caption and body of the bill and inserting in lieu thereof "68,690."

PARR.

The bill was read and adopted by a two-thirds vote.

The bill as amended finally passed by the following vote:

## Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

## Absent.

Martin.	Westbrook.
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## Senate Bill No. 48.

The Chair laid before the Senate on its third reading the following bill:

S. B. No. 48, A bill to be entitled "An Act amendatory of Articles 2774, 2777, 2808, and 2922e, R. S. 1925, providing for the appointment or election and term of office of school trustees in all independent, consolidated and rural school districts; etc., and declaring an emergency."

Read third time.

Senator Williamson sent up the following amendment:

Amend S. B. No. 48 by adding at the end of Article 2777, Line 29, page 3 of the printed bill a new sentence to read as follows:

Provided that this Act shall not apply to any school district having a scholastic population of 43,500 or more according to the latest scholastic census and which district is in a county having a population of not less than 202,000 and not more than 203,000 according to the latest United States census.

WILLIAMSON.

The amendment was read and adopted by a two-thirds vote.

The bill as amended finally passed by the following vote:



## Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin. Westbrook.

## Senate Bill No. 144.

The Chair laid before the Senate on its third reading the following bill:

By Senator Parr:

S. B. No. 144, A bill to be entitled "An Act regulating fishing and the taking of fish and shrimp in certain coastal waters; enacting prohibitions and penalties in connection therewith; and declaring an emergency."

Read third time.

Senator Parr sent up the following amendment:

Amend S. B. No. 144 by striking out of the body of said bill the following words "without a permit issued by the Game, Fish and Oyster Commission or by an authorized deputy of same."

PARR.

The amendment was read and adopted by a two-thirds vote.

The bill as amended finally passed by the following vote:

## Yeas—28.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

## Present—Not Voting.

DeBerry.

Absent.

Martin.

Westbrook.

## Senate Bill No. 52.

Senator Cousins called up from the table the following bill:

By Senator Cousins:

S. B. No. 52, A bill to be entitled "An Act to authorize H. L. McKee, his heirs, legal representatives, and assigns, to construct, maintain, and operate a toll bridge across Lake Sabine at or near Port Arthur, Texas; etc., and declaring an emergency."

The bill was read third time and finally passed by the following vote:

## Yeas—18.

Cousins.	Patton.
Gainer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Love.	Stevenson.
Miller.	Thomason.
Neal.	Williamson.
Parr.	Wirtz.
Parrish.	Woodul.

## Nays—6.

Berkeley.	Hornsby.
Cunningham.	McFarlane.
DeBerry.	Moore.

Absent.

Beck.	Westbrook.
Greer.	Witt.
Hyer.	Woodward.
Martin.	

## Senate Bill No. 146.

The Chair laid before the Senate on its third reading the following bill:

By Senator Pollard:

S. B. No. 146, A bill to be entitled "An Act fixing the salary of the court reporter in each judicial district in this State containing four or more counties having a combined population according to the latest U. S. Census of not less than 96,800 and not more than 97,200; etc., and declaring an emergency."

Read third time.

Senator Pollard sent up the following amendment:

Amend S. B. No. 146 by striking out the words and figures "96,800" wherever they appear, and inserting in lieu thereof the words and figures "93,000," and by striking out the words and figures "97,200" wherever they appear in the bill and inserting in lieu thereof the words and figures "93,100."

POLLARD.

The amendment was read and adopted by a two-thirds vote.

The bill was finally passed by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin. Westbrook.

Senate Bill No. 141.

The Chair laid before the Senate on its third reading the following bill:

By Senator McFarlane:

S. B. No. 141, A bill to be entitled "An Act fixing an open season or period of time for hunting, taking or killing wild mourning doves in Archer, Baylor, Clay, Knox, Wichita or Young counties, and making it unlawful to hunt, take or kill same at any other time of the year; etc., and declaring an emergency."

The bill was read third time and finally passed by the following vote:

Yeas—29.

Beck.	Holbrook.
Berkeley.	Hornsby.
Cousins.	Hyer.
Cunningham.	Love.
DeBerry.	McFarlane.
Gainer.	Miller.
Greer.	Moore.
Hardin.	Neal.

Parr.	Thomason.
Parrish.	Williamson.
Patton.	Wirtz.
Pollard.	Witt.
Russek.	Woodul.
Small.	Woodward.

Absent.

Martin. Westbrook.

Senate Bill No. 17.

The Chair laid before the Senate on third reading the following bill:

By Senator Wirtz and others:

S. B. No. 17, A bill to be entitled "An Act making better provision for the regulation of the sale and dealings in stocks, bonds and securities in this State, etc., and declaring an emergency."

Senator Woodul moved the previous question on the third reading and final passage of the bill. The motion prevailed by the following vote:

Yeas—18.

Beck.	Pollard.
Cunningham.	Russek.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Love.	Witt.
Moore.	Woodul.
Neal.	Woodward.
Parrish.	

Nays—8.

Berkeley.	Miller.
Cousins.	Parr.
Gainer.	Small.
McFarlane.	Stevenson.

Present—Not Voting.

DeBerry.

Absent.

Greer.	Patton.
Hyer.	Westbrook.
Martin.	

Read third time and finally passed by the following vote:

Yeas—15.

Beck.	Pollard.
Berkeley.	Russek.
Cousins.	Thomason.
DeBerry.	Williamson.
Hornsby.	Wirtz.
Love.	Witt.
Neal.	Woodward.
Parrish.	

## Nays—8.

Cunningham.	Moore.
Gainer.	Parr.
McFarlane.	Small.
Miller.	Stevenson.

## Absent.

Greer.	Martin.
Hardin.	Patton.
Holbrook.	Westbrook.

## (Pair Recorded.)

Senator Woodul (present), who would vote yea with Senator Hyer (absent), who would vote nay.

## Messages From the House.

The Chair recognized the Door-keeper, who introduced a messenger from the House with the following messages:

Hall of the House of Representatives,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bill:

H. B. No. 103, A bill to be entitled "An Act to levy and collect annually a five-dollar road tax against all able-bodied male citizens of Burleson County who are subject to road work under the general laws of this State who are between the ages of twenty-one and forty-five years; providing the manner of assessment and collecting of said tax, and providing further for a penalty for failure or refusal to pay such tax; repealing all laws in conflict therewith, and declaring an emergency."

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolution:

S. C. R. No. 12, Granting permission to Honorable W. R. Chapman, district judge of the One Hundred and Fourth Judicial District, to leave the State during the month of August, 1929.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

Hall of the House of Representatives,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has concurred in Senate Amendments to H. B. No. 43 by a vote of 102 yeas and 1 nay.

Respectfully submitted,  
LOUISE SNOW PHINNEY,  
Chief Clerk, House of Representatives.

## Senate Bill No. 148.

The Chair laid before the Senate the following bill:

By Senator Small:

S. B. No. 148, A bill to be entitled "An Act extending outstanding State oil and gas permits and leases; etc., and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report, carrying a substitute, was adopted.

The bill as substituted was read second time and passed to engrossment.

On motion of Senator Small the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 148 was put on its third reading and final passage, by the following vote:

## Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

## Absent.

Martin.	Westbrook.
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Read third time and finally passed by the following vote:

## Yeas—29.

Beck.	Cunningham.
Berkeley.	DeBerry.
Cousins.	Gainer.

Greer.	Patton.
Hardin.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Stevenson.
Love.	Thomason.
McFarlane.	Williamson.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Woodul.
Parr.	Woodward.
Parrish.	

Absent.

Martin. Westbrook.

**House Bill Referred.**

H. B. No. 103 referred to Committee on State Highways and Motor Traffic.

**Recess.**

On motion of Senator Woodward, the Senate, at 12:02 p. m., recessed until 2:00 o'clock p. m.

**After Recess.**

The Senate met at 2:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

**Senate Bill No. 57.**

The Chair laid before the Senate on second reading the following bill:

By Senator Cunningham:

S. B. No. 57, A bill to be entitled "An Act amending Art. 1723 of the Revised Civil Statutes of 1925 providing for the appointment by the Supreme Court of stenographers for that Court, and fixing their salaries; and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Cunningham the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 57 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Holbrook.
Berkeley.	Hornsby.
Cousins.	Hyer.
Cunningham.	Love.
DeBerry.	Martin.
Gainer.	McFarlane.
Greer.	Miller.
Hardin.	Moore.

Neal.	Stevenson.
Parr.	Thomason.
Parrish.	Williamson.
Patton.	Wirtz.
Pollard.	Witt.
Russek.	Woodul.
Small.	Woodward.

Absent.

Westbrook.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin. Westbrook.

**Senate Bill No. 138.**

The Chair laid before the Senate on second reading the following bill:

By Senator Miller:

S. B. No. 138, A bill to be entitled "An Act amendatory of an Act passed at the First Called Session of the Forty-first Legislature designated as S. B. No. 62, and filed in the office of the Secretary of State on the 7th day of June, A. D. 1929, authorizing the Board of Regents of the College of Industrial Arts to make contracts for the erection of dormitories; etc., and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Miller the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 138 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Cousins.
Berkeley.	Cunningham.

DeBerry.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Hardin.	Russek.
Holbrook.	Small.
Hornsby.	Stevenson.
Hyer.	Thomason.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.
Parr.	

Absent.

Martin. Westbrook.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin. Westbrook.

**Senate Bill No. 124.**

The Chair laid before the Senate  
on second reading the following bill:

By Senator Wirtz:

S. B. No. 124, A bill to be entitled  
"An Act fixing the compensation of  
district attorneys in each judicial  
district in this State containing four  
or more counties having a combined  
population, according to the 14th  
census of the United States of the  
year 1920, of not less than 104,100  
and not more than 104,200; prescrib-  
ing how the same shall be paid; and  
declaring an emergency."

The committee report was adopted.

The bill was read second time and  
passed to engrossment.

On motion of Senator Wirtz the  
constitutional rule requiring bills to  
be read on three several days was  
suspended and S. B. No. 124 was put

on its third reading and final pas-  
sage, by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin. Westbrook.

Read third time and finally passed  
by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin. Westbrook.

**Senate Bill No. 132.**

The Chair laid before the Senate  
on second reading the following bill:

By Senator Thomason:

S. B. No. 132, A bill to be entitled  
"An Act relating to the duties of the  
county board of education and the  
county superintendent of counties  
with an area of eight hundred and  
eighty-nine square miles and a pop-  
ulation of not less than 12,000 nor  
more than 15,000 according to the  
last preceding Federal census; etc.,  
and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 132 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Bill Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after its caption had been read, the following bill:

H. B. No. 43.

### Free Conference Report.

Senator Pollard sent up the following Free Conference Committee Report:

Committee Room,  
Austin, Texas, June 13, 1929.  
Hon. Barry Miller, President of the Senate, and  
Hon. W. S. Barron, Speaker of the House of Representatives:

Sirs: We, your Conference Committee appointed by your respective bodies to consider H. B. No. 5, have had said bill under consideration and beg leave to report that we have reached the following agreement:

The House Bill provided for increases in the salaries of the clerks, deputy clerks and stenographers of all the Courts of Civil Appeals; this amendment being placed in the bill from the floor of the House on the ground that this Legislature had passed a law authorizing such increase. An investigation disclosed the fact that such increases were to be paid from fees and not out of the General Fund; hence, the House Committee receded from this amendment and we agree that the bill shall be amended by inserting on page 12 of this report after the words "fees and charges when collected shall," the words "except as otherwise provided by the law."

The House accepted the provisions of the Senate Bill providing for the necessary budget for the Supreme Court, effective only and after the Constitutional Amendment to be voted on July 16, 1929, is adopted and becomes effective.

The other changes are small in amount and will more fully appear by reference to the Conference Committee report attached hereto and made a part hereof.

Respectfully submitted,

On the part of the Senate:

POLLARD,  
PATTON,  
MILLER,  
CUNNINGHAM,  
COUSINS.

On the part of the House:

WALLACE,  
GRAVES, of Erath,  
FINN.

## A BILL

## To Be Entitled

An Act making appropriations to pay salaries of judges, and the support and maintenance of the Judicial Department of the State Government for the two year period beginning September 1, 1929, and ending August 31, 1931, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That the following sums of money, or so much thereof as may be necessary, be, and the same are hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to pay the salaries of judges, and for the support and maintenance of the Judicial Department of the State Government for the two year period beginning September 1, 1929, and ending August 31, 1931.

Court of Civil Appeals—First District.  
Galveston.

	For the Years Ending	
	August 31, 1930	August 31, 1931
Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for Library .....	800.00	800.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, con- tingent expenses .....	600.00	600.00
Fuel and lights .....	350.00	350.00
Furniture and typewriters .....	200.00	100.00
Totals .....	\$ 29,670.00	\$ 29,570.00

Court of Civil Appeals—Second District  
Fort Worth

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for Library .....	800.00	800.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, con- tingent expenses .....	650.00	650.00
Repairs and furniture .....	50.00	50.00
Totals .....	\$ 29,220.00	\$ 29,220.00

Court of Civil Appeals—Third District  
Austin

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, con- tingent expenses .....	800.00	800.00

	For the Years Ending	
	August 31, 1930	August 31, 1931
Law books for Library _____	400.00	400.00
Filing Cases and typewriters _____	400.00	
Totals _____	\$ 29,320.00	\$ 28,920.00

Court of Civil Appeals—Fourth District  
San Antonio

Salaries of:		
Three Judges _____	\$ 21,000.00	\$ 21,000.00
Clerk _____	3,000.00	3,000.00
Deputy Clerk _____	1,500.00	1,500.00
Stenographer _____	1,500.00	1,500.00
Porter _____	720.00	720.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, con- tingent expenses _____	750.00	750.00
Books for Library _____	500.00	500.00
Typewriter, furniture and fixtures _____	250.00	100.00
Totals _____	\$ 29,220.00	\$ 29,070.00

Court of Civil Appeals—Fifth District  
Dallas

Salaries of:		
Three Judges _____	\$ 21,000.00	\$ 21,000.00
Clerk _____	3,000.00	3,000.00
Deputy Clerk _____	1,500.00	1,500.00
Stenographer _____	1,500.00	1,500.00
Porter _____	720.00	720.00
Books for Library _____	500.00	500.00
Record books and stationery _____	650.00	650.00
Contingent expense _____	100.00	100.00
Totals _____	\$ 28,970.00	\$ 28,970.00

Court of Civil Appeals—Sixth District  
Texarkana

Salaries of:		
Three Judges _____	\$ 21,000.00	\$ 21,000.00
Clerk _____	3,000.00	3,000.00
Deputy Clerk _____	1,500.00	1,500.00
Stenographer _____	1,500.00	1,500.00
Porter _____	720.00	720.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, con- tingent expenses _____	600.00	600.00
Light and fuel _____	300.00	300.00
Books for Library and subscription _____	500.00	500.00
Typewriter _____	100.00	
Totals _____	\$ 29,220.00	\$ 29,120.00

Court of Civil Appeals—Seventh District  
Amarillo

Salaries of:		
Three Judges _____	\$ 21,000.00	\$ 21,000.00
Clerk _____	3,000.00	3,000.00
Deputy Clerk _____	1,500.00	1,500.00



	For the Years Ending	
	August 31, 1930	August 31, 1931
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for Library .....	500.00	500.00
Typewriter .....	100.00	
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, con- tingent expenses .....	600.00	600.00
Totals .....	\$ 28,920.00	\$ 28,820.00

Court of Civil Appeals—Eighth District  
El Paso

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for Library .....	500.00	500.00
Typewriters .....		100.00
Furniture .....		150.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent and contingent expenses .....	600.00	600.00
Totals .....	\$ 28,820.00	\$ 29,070.00

Court of Civil Appeals—Ninth District  
Beaumont

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for Library .....	500.00	500.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, laundry and contingent expenses .....	600.00	600.00
Furniture and typewriter .....		100.00
Totals .....	\$ 28,820.00	\$ 28,920.00

Court of Civil Appeals—Tenth District  
Waco

Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Books for Library .....	750.00	750.00
Filing cases and furniture .....	200.00	200.00
Typewriters .....		100.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, and contingent expenses .....	600.00	600.00
Totals .....	\$ 29,270.00	\$ 29,370.00

Court of Civil Appeals—Eleventh District  
Eastland

	For the Years Ending	
	August 31, 1930	August 31, 1931
Salaries of:		
Three Judges .....	\$ 21,000.00	\$ 21,000.00
Clerk .....	3,000.00	3,000.00
Deputy Clerk .....	1,500.00	1,500.00
Stenographer .....	1,500.00	1,500.00
Porter .....	720.00	720.00
Record books, stationery, ice, telephone, telegraph, express, postage, box rent, and contingent expenses .....	800.00	800.00
Typewriters .....		100.00
Fuel and lights .....	300.00	300.00
Furniture and fixtures .....	500.00	500.00
Library and upkeep .....	600.00	600.00
Totals .....	\$ 29,920.00	\$ 30,020.00

Supreme Court

Salaries of:		
Three Judges .....	\$ 24,000.00	\$ 24,000.00
Clerk .....	2,500.00	2,500.00
Reporter .....	3,000.00	3,000.00
Law Clerks and stenographers .....	5,400.00	5,400.00
Marshal and Assistant Librarian .....	1,500.00	1,500.00
Porter for Judges' room .....	720.00	720.00
Porter for Court room, Clerks' office and Library .....	720.00	720.00
Furniture, record books, stationery, type- writers, postage and express .....	2,000.00	2,000.00
Bookcases for Library .....	750.00	
Purchase of books and rebinding .....	3,000.00	3,000.00
Floor covering for Library and lighting system .....	1,200.00	
Deputy Clerk, acting Secretary to Board Legal Examiners, shall receive \$1,000.00 per annum; payable out of the fees of Clerk's office.		
During the next two years the Supreme Court is empowered to authorize the Clerk to appoint a stenographer for the Clerk's office, at a salary to be fixed by the Court, not to exceed \$150.00 per month, to be paid out of the fees of the Clerk's office.		
Totals .....	\$ 44,790.00	\$ 42,840.00

Supreme Court—Commission of Appeals  
Sections A and B

Salaries of:		
Six Judges .....	\$ 42,000.00	\$ 42,000.00
Stenographers, four .....	6,000.00	6,000.00
Porter .....	720.00	720.00
Record books, rental and purchase of law books, stationery, furniture, telephone, typewriters, postage, and contingent ex- penses .....	1,000.00	1,000.00
Totals .....	\$ 49,720.00	\$ 49,720.00

In the event of the adoption of the amendment to Section 2 and 3 of Article V of the Constitution of the State of Texas, by vote of the qualified electors at the election ordered to be held on the 16th day of July, 1929, the sums above appropriated for the "Commission of Appeals, Section A and B" shall not be applied or paid as above directed, but said sums shall instead be applied to the payment of the following items, to-wit:

	For the Years Ending	
	August 31, 1930	August 31, 1931
Salaries of six additional judges.....\$	48,000.00	\$ 48,000.00
Porter .....	720.00	720.00
Rental and purchase of law books, stationery, furniture, telephones, typewriters and postage for additional judges.....	2,000.00	2,000.00
<b>Totals.....\$</b>	<b>50,720.00</b>	<b>\$ 50,720.00</b>

In the event of the adoption of said amendment, the following additional sums of money, or so much thereof as may be necessary, be and the same are hereby appropriated out of any money in the State Treasury, not otherwise appropriated, to meet expenses of the Supreme Court, which will be due to its increased membership, to-wit:

	For the Years Ending	
	August 31, 1930	August 31, 1931
Six stenographers for six additional judges \$	9,000.00	\$ 9,000.00
One stenographer for clerk's office.....	1,500.00	1,500.00
Remodeling offices for the six additional judges and remodeling and refurnishing Supreme Court Chamber and contingent expenses .....	6,000.00	
<b>Totals.....\$</b>	<b>16,500.00</b>	<b>\$ 10,500.00</b>

In the event of the adoption of said amendment, the clerk of the Supreme Court for performing all duties of clerk of said Court with its increased membership shall be allowed, in addition to the \$2500.00 hereinbefore appropriated, the sum of Fifteen Hundred Dollars per annum, to be paid out of the fees of his office, in lieu of the \$1500.00 heretofore allowed him as clerk of the Commission of Appeals under Article 1795 of the Revised Civil Statutes of Texas.

#### Court of Criminal Appeals, Austin

	For the Years Ending	
	August 31, 1930	August 31, 1931
Salaries of:		
Three judges.....\$	24,000.00	\$ 24,000.00
Clerk .....	4,000.00	4,000.00
Bailiff and secretary .....	2,400.00	2,400.00
Two secretaries.....	4,800.00	4,800.00
Court reporter .....	4,000.00	4,000.00
Porter .....	720.00	720.00
Postage and box rent.....	250.00	250.00
Law books .....	500.00	500.00
Record books and stationery .....	800.00	800.00
Contingent expense.....	200.00	200.00
Furniture, file cases and pictures of deceased judges .....	300.00	300.00
Telephones .....	240.00	240.00
Filing envelopes.....		500.00
Typewriters .....		200.00
<b>Totals.....\$</b>	<b>42,210.00</b>	<b>\$ 42,910.00</b>

Commission of Appeals  
Court of Criminal Appeals

	For the Years Ending	
	August 31, 1930	August 31, 1931
Salaries of:		
Two Commissioners _____	\$ 14,000.00	\$ 14,000.00
Two stenographers _____	3,600.00	3,600.00
Telephones _____	120.00	120.00
Furniture and contingent _____	150.00	150.00
Totals _____	\$ 17,870.00	\$ 17,870.00

State's Attorney Before Court of  
Criminal Appeals

Salaries of:		
Attorney _____	\$ 3,600.00	\$ 3,600.00
Law clerk and stenographer _____	1,800.00	1,800.00
Law books _____	200.00	100.00
Telephone, postage and contingent _____	185.00	185.00
Furniture and book cases _____	525.00	100.00
Totals _____	\$ 6,310.00	\$ 5,785.00

Judiciary—Comptroller's Department

One hundred and seven District Judges _____	535,000.00	535,000.00
Fifty-three District Attorneys _____	26,500.00	26,500.00
Expenses of Judges and District Attorneys, as allowed by the Thirty-eighth Legisla- ture, payable in quarterly installments _____	53,100.00	53,100.00
Seven Criminal District Attorneys _____	3,500.00	3,500.00
Eight Criminal District Judges _____	40,000.00	40,000.00
Expenses of attached witnesses and witness fees allowed witnesses in felony cases, who reside in counties other than the county in which the cause is being tried _____	325,000.00	325,000.00
Fees of County Attorneys, Justices of Peace, Sheriffs and Constables in exam- ining trials _____	130,000.00	130,000.00
Fees and costs of Sheriffs, attorneys and clerks in felony cases _____	700,000.00	700,000.00
Fees, costs and per diem of fifty-three Dis- trict Attorneys _____	185,500.00	185,500.00
To pay salaries of special judges and ex- penses of district judges for holding court out of their own counties _____	15,000.00	15,000.00
To pay special judges of Supreme Court, Courts of Criminal and Civil Appeals, where disqualification of the regular judge exists, and special judges are ap- pointed _____	5,000.00	5,000.00
To pay fees and costs of officials in cases of escheated estates, including cases on which such costs and fees have already accrued and are owing by the State _____	100.00	100.00
For the payment of transcript in cases where the court is required to and does appoint an attorney to represent the de- fendant in a criminal action, and where the official reporter is required and does furnish the attorney for the defendant (if convicted) with a transcript of his notes, as is provided by law _____	2,500.00	2,500.00

	For the Years Ending	
	August 31, 1930	August 31, 1931
To pay District Attorney and two Assistants, El Paso District.....	12,300.00	12,300.00
To pay District Attorney, Thirtieth Judicial District, as per House Bill No. 98, Acts Regular Session Fortieth Legislature.....	2,500.00	2,500.00
To pay Assistant District Attorney Webb and Lubbock Counties.....	5,000.00	5,000.00
To pay expense of the Advisory Judicial Council created by Act of the 41st Legislature, 1st Called Session, S. B. No. 32, including traveling expense, clerical expense, stamps, stationery, telephone, telegraph, printing reports.....	3,000.00	3,000.00
To pay traveling and other necessary expenses of the Judges of the Courts of Civil Appeals in hearing arguments outside of their respective districts in cases transferred from one Court of Civil Appeals to another under order of the Supreme Court.....	2,000.00	2,000.00
To pay salary of District Attorney of the Eighth Judicial District as per House Bill No. 708, Regular Session of the 41st Legislature of Texas.....	4,000.00	4,000.00
<b>Totals .....</b>	<b>\$ 2,050,500.00</b>	<b>\$ 2,050,500.00</b>

Provided that the amounts herein appropriated for each item as herein stated, and no more, shall be paid out of the general revenue for the judiciary during the fiscal years beginning September 1, 1929, and ending August 31, 1931, and no surplus shall be diverted from one account to another.

Provided that all accounts under this section, which require the approval of any district judge, shall be examined by the Comptroller, and, if correct, he shall issue his warrant therefor, but if he shall find same incorrect, in whole or in part, he may cause an audit of same to be made before warrant is issued.

Provided that the Governor, in case of an extraordinary emergency, may authorize a deficiency for such purpose or purposes which could not have been anticipated or provided for by the Legislature. All moneys appropriated by this Act shall remain in the State Treasury and be paid out only as it is expended, or as the necessity or emergency may require.

Provided, that it shall be the duty of the clerks of the various courts above mentioned, on the first Monday in July, October, January and April of each year, to make a report to the Comptroller, showing the amount of fees collected each quarter, giving the number of cases, but not necessarily the style of case, together with the fees from other sources, stating in each instance the source.

Fees shall be fixed, charged and collected from book companies, litigants, and their attorneys, and all others, for all unofficial and certified copies of opinions of the court made or furnished by said court or the clerk, stenographers or other employees thereof, and fees shall be fixed, charged and collected for all other services rendered by said court, the clerk, stenographers or other employees to book companies, litigants and their attorneys and all others not now furnished or required to be furnished free of charge; and all of said fees and charges when collected, shall except as otherwise provided by law, be paid into the treasury of the State of Texas. Provided, that each and every employee under this Act shall be paid by voucher, issued in his or her name; said voucher shall state the amount of salary or sum due, and for what services performed,

with the date and time of such service, and no money or moneys shall be paid except upon presentation of said voucher or vouchers indorsed by the payee.

Sec. 2. The fact that the above and foregoing is one of the regular appropriation bills for the support of the State Government for the two fiscal years beginning September 1, 1929, and ending August 31, 1931, creates a necessity for the expediting of the passage of this appropriation bill, and therefore, creates an emergency and an imperative public necessity which demands that the rule requiring bills to be read on three several days be suspended, and that this bill becomes effective from and after its passage, and it is so enacted.

#### Recapitulation.

	For the Years Ending	
	August 31, 1930	August 31, 1931
Court of Civil Appeals, First District, Galveston .....	\$ 29,670.00	\$ 29,570.00
Court of Civil Appeals, Second District, Fort Worth .....	29,220.00	29,220.00
Court of Civil Appeals, Third District, Austin .....	29,320.00	28,920.00
Court of Civil Appeals, Fourth District, San Antonio .....	29,220.00	29,070.00
Court of Civil Appeals, Fifth District, Dallas .....	28,970.00	28,970.00
Court of Civil Appeals, Sixth District, Texarkana .....	29,220.00	29,120.00
Court of Civil Appeals, Seventh District, Amarillo .....	28,920.00	28,820.00
Court of Civil Appeals, Eighth District, El Paso .....	28,820.00	29,070.00
Court of Civil Appeals, Ninth District, Beaumont .....	28,820.00	28,920.00
Court of Civil Appeals, Tenth District, Waco .....	29,270.00	29,370.00
Court of Civil Appeals, Eleventh District, Eastland .....	29,920.00	30,020.00
Supreme Court .....	44,790.00	42,840.00
Commission of Appeals, Sections A and B .....	49,720.00	49,720.00
Court of Criminal Appeals .....	42,210.00	42,910.00
Commission of Appeals, Court of Criminal Appeals .....	17,870.00	17,870.00
State's Attorney before Court of Criminal Appeals .....	6,310.00	5,785.00
Judiciary, Comptroller's Department .....	2,050,500.00	2,050,500.00
<b>Grand Totals</b> .....	<b>\$2,532,770.00</b>	<b>\$2,530,695.00</b>
<b>For Biennium</b> .....		<b>5,060,465.00</b>

Note—(In case Constitutional Amendment to be voted on July 16, 1929, becomes effective, the totals for 1930 will be increased \$17,500.00 and \$11,500.00 for 1931, to take care of the increased membership of the Supreme Court.)

**Senate Bill No. 160.**

The Chair laid before the Senate on second reading the following bill:  
By Senator Berkley:

S. B. No. 160, A bill to be entitled "An Act providing for certain compensation of county commissioners in Presidio County in connection with public roads; enacting provisions relating to public roads in said county; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Berkeley the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 160 was put on its third reading and final passage, by the following vote:

**Yeas—30.**

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

**Absent.**

Martin.

Read third time and finally passed by the following vote:

**Yeas—30.**

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

**Absent.**

Martin.

**Senate Bill No. 121.**

The Chair laid before the Senate on second reading the following bill:  
By Senator Small:

S. B. No. 121, A bill to be entitled "An Act fixing the compensation of district attorneys in each judicial district composed of two or more counties; prescribing how the same shall be paid; and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Parrish the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 121 was put on its third reading and final passage, by the following vote:

**Yeas—30.**

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

**Absent.**

Martin.

The bill was read third time and finally passed by the following vote:

**Yeas—30.**

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

**Absent.**

Martin.

## Senate Bill No. 111.

The Chair laid before the Senate on its third reading the following bill:

By Senator Witt:

S. B. No. 111, A bill to be entitled "An Act defining building and loan associations, providing for their incorporation and prescribing the terms, conditions and regulations upon which such companies may carry on their business in Texas; etc., and declaring an emergency."

Read third time.

Senator Parrish sent up the following amendments:

Amend S. B. No. 111, page 4, section 6, by striking out the following: "and no law which taxes corporations in any form, or the shares or income thereof, shall apply to building and loan associations unless they are specifically named in such law."

PARRISH.

The amendment was read and adopted by a two-thirds vote.

Amend S. B. No. 111, page 33, by striking out all of section 54.

PARRISH.

The amendment was read.

Senator Witt moved to table the amendment. The motion prevailed by the following vote:

Yeas—24.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Patton.
Greer.	Pollard.
Hardin.	Russek.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Witt.
Miller.	Woodul.

Nays—2.

Parrish.	Small.
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Present—Not Voting.

DeBerry.	Wirtz.
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Absent.

Gainer.	Woodward.
Martin.	

Senator Parrish sent up the following amendment:

Amend S. B. No. 111, page 3,

lines 5 and 6, by striking out "Travis County," and adding in lieu thereof the following: "the county in which the proposed association is to be domiciled."

PARRISH.

The amendment was read.

Senator Witt moved to table the amendment. The motion prevailed by the following vote:

Yeas—20.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Pollard.
DeBerry.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Wirtz.
Miller.	Witt.
Moore.	Woodul.

Nays—4.

Cunningham.	Greer.
Gainer.	Parrish.

Absent.

Hyer.	Russek.
Martin.	Small.
McFarlane.	Woodward.
Patton.	

Senator Parrish sent up the following amendment:

Amend S. B. No. 111, pages 42 and 43, by striking out all of section 70.

PARRISH.

The amendment was read.

On motion of Senator Witt, the amendment was tabled.

Senator Parrish sent up the following amendment:

Amend S. B. No. 111, pages 10 and 11, by striking out all of Section 20.

PARRISH.

The amendment was read.

Senator Love moved to table the amendment. The motion prevailed.

Senator Holbrook sent up the following amendment:

Amend S. B. No. 111 by striking out of the printed bill the words "Board of Insurance Commissioners" wherever they appear in same and substituting therefor the words "State Banking Department."

HOLBROOK.



The amendment was read.  
Senator Witt moved to table the amendment. The motion was lost by the following vote:

## Yeas—12.

Beck.	Patton.
Cousins.	Thomason.
Greer.	Westbrook.
Hardin.	Williamson.
McFarlane.	Witt.
Moore.	Woodul.

## Nays—15.

Berkeley.	Parr.
Cunningham.	Parrish.
DeBerry.	Pollard.
Holbrook.	Russek.
Hornsby.	Stevenson.
Love.	Wirtz.
Miller.	Woodward.
Neal.	

## Absent.

Gainer.	Martin.
Hyer.	Small.

The amendment was lost by the following vote:

## Yeas—15.

Berkeley.	Neal.
Cunningham.	Parr.
DeBerry.	Parrish.
Holbrook.	Pollard.
Hornsby.	Russek.
Love.	Stevenson.
McFarlane.	Wirtz.
Miller.	

## Nays—12.

Beck.	Thomason.
Cousins.	Westbrook.
Greer.	Williamson.
Hardin.	Witt.
Moore.	Woodul.
Patton.	Woodward.

## Absent.

Gainer.	Martin.
Hyer.	Small.

(Two-thirds vote required.)

Senator Pollard moved to reconsider the vote by which the bill was engrossed.

Senator McFarlane moved the previous question on the motion to reconsider. The previous question was ordered.

The motion to reconsider prevailed by the following vote:

## Yeas—16.

Berkeley.	Miller.
Cunningham.	Parr.
DeBerry.	Parrish.
Gainer.	Patton.
Holbrook.	Pollard.
Hornsby.	Russek.
Love.	Stevenson.
McFarlane.	Wirtz.

## Nays—12.

Beck.	Thomason.
Cousins.	Westbrook.
Greer.	Williamson.
Hardin.	Witt.
Moore.	Woodul.
Neal.	Woodward.

## Absent.

Hyer.	Small.
Martin.	

Senator Holbrook sent up the following amendment:

Amend S. B. No. 11 by striking out of the printed bill the words Board of Insurance Commissioners wherever they appear in same and substituting therefor the words "Banking Commissioner of the State of Texas."

The amendment was read.

Senator Love moved the previous question on the amendment and the engrossment of the bill. The motion prevailed.

The amendment was adopted.

The bill as amended passed to engrossment.

On motion of Senator Witt the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 111 was put on its third reading and final passage, by the following vote:

## Yeas—28.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Nays—1.		Newt Townsend, Tyler, Texas	1924-	20.00
Westbrook.		San Antonio Public Service Co., San Antonio, Texas	1924-	1,345.00
	Absent.		1925-	1,988.00
Hyer.	Martin.		1926-	3,196.00
The bill was read third time and finally passed by the following vote:			1927-	3,910.00
			1928-	6,314.00
			1929-	7,264.00
Yeas—28.		White Sightseeing Co., San Antonio, Texas	1927 & 1928-	948.00
Beck.	Neal.		1929-	304.00
Berkeley.	Parr.	Yellow Cab Company, Sherman, Texas	1924-	32.00
Cousins.	Parrish.		1925-	72.00
Cunningham.	Patton.		1926-	72.00
DeBerry.	Pollard.		1927-	56.00
Gainer.	Russek.		1928-	86.00
Greer.	Small.		1929-	96.00
Hardin.	Stevenson.	Wilton Houston, Caldwell, Texas	1924-	24.00
Holbrook.	Thomason.		1925-	24.00
Hornsby.	Williamson.		1926-	28.00
Love.	Wirtz.		1928-	30.00
McFarlane.	Witt.		1929-	40.00
Miller.	Woodul.	Yellow Cab Company, Fort Worth, Texas	1924-	288.00
Moore.	Woodward.		1925-	288.00
			1927-	414.75
			1928-	391.75
Nays—1.		Dollar Dodge Company, Fort Worth, Texas	1924-	136.00
Westbrook.			1925-	136.00
	Absent.		1927-	138.25
Hyer.	Martin.		1928-	106.10
Senate Bill No. 130.		Black & White Taxi Cab Co., Fort Worth, Texas	1924-	96.00
The Chair laid before the Senate on its second reading the following bill:			1925-	96.00
By Senator Pollard:		Winfield Garage Co., Fort Worth, Texas	1924-	204.00
S. B. No. 130, A bill to be entitled "An Act making appropriations out of the State Highway Fund to pay claims of certain persons, firms and corporations for money erroneously paid to the State Highway Fund for license fees on seating capacity of motor vehicles as provided by Article 820 to the Penal Code of Texas; etc., and declaring an emergency."			1925-	204.00
Read second time.			1927-	181.45
Senator Pollard sent up the following amendments:			1928-	163.20
Amend S. B. No. 130 by adding on page 22, after line 23, a new section to read as follows:		Robert's Auto Livery Service, Fort Worth, Texas	1924-	112.00
			1925-	112.00
		Patton Motor Co., Austin, Texas	1924-	356.00
			1925-	508.00
			1929-	312.00
		POLLARD.		
		The amendment was read and adopted.		
		Amend S. B. No. 130 by striking out Section 3 thereof and inserting in lieu thereof the following:		
		"Section 3. Warrants for the payment of claims mentioned in this		
W. E. Nunnulee, Tyler, Texas	1925-\$	224.00		
	1926-	56.00		
	1928-	112.00		
A. C. Webster, Tyler, Texas	1928-	161.00		
	1929-	116.00		

Act shall be issued by the Comptroller upon the State Highway fund upon the presentment to him of an affidavit by the person, firms, corporations, or their lawful attorney, showing the amount erroneously paid for seating capacity license fees on motor vehicles of seven passenger capacity or less, and which motor vehicles were rented to persons who were given complete control of said vehicles while so rented without limitation as to the roads over which the same were to be operated and that none of said cars were operated over a fixed route, and which fees were paid under the provision of Section 16e of Chapter 175 of the Acts of the Regular Session of the 38th Legislature or under Article 820 of the Penal Code of Texas. Provided that the Comptroller shall not issue any such warrant until he finds from an examination of the records of his office that the claim in each instance has not been paid, and said Comptroller shall attach his certificate to the claim to that effect; provided further that the Comptroller shall not issue any such warrant until the claim has attached to it a certificate from the Highway Engineer or Auditor of the State Highway Department to the effect that said seating capacity tax was actually paid to the State or Tax Collector on a vehicle of seven passenger capacity or less and paid under the provisions of said statutes; providing further that the Comptroller shall not issue any such warrant until the Attorney General has approved the claim as being lawfully due the claimant under this Act, and the Attorney General shall not approve any claim except under a state of facts where the Supreme Court of Texas has held said tax to be uncollectable either in a direct decision by said Court or by refusal of a writ of error; provided, further, the provisions of Article 6694 with reference to payment of money out of the State Highway Fund shall

not apply to the payment of claims under this Act.

POLLARD.

Read and adopted.

The bill as amended passed to engrossment.

#### Senate Bill No. 131.

Senator Love received unanimous consent to take up the following bill:

By Senator Love:

S. B. No. 131, A bill to be entitled "An Act making provision for advancements out of the General Revenue Fund under certain circumstances, and repayment of same; making an appropriation to supplement the Pension Fund; and declaring an emergency."

The rule requiring Committee report to lie over 24 hours was suspended by a two-thirds vote.

The Committee report carrying a substitute was adopted.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 131 was put on its second reading by the following vote:

#### Yeas—29.

Beck.	Parr.
Berkeley.	Parrish.
Cousins.	Patton.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.
Neal.	

#### Absent.

Hyer.	Martin.
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The bill was read second time and passed to engrossment.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 131 was put on its third reading and final passage, by the following vote:

#### Yeas—30.

Beck.	Berkeley.
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Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

Absent.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

## Senate Bill No. 145.

Senator Parr moved to take up S. B. No. 145.

Senator Wirtz moved as a substitute that the bill be recommitted to the Committee on State Affairs.

Senator Parr moved to table the motion. The motion was lost by the following vote:

Yeas—9.

Beck.	Parrish.
Gainer.	Stevenson.
McFarlane.	Westbrook.
Miller.	Woodul.
Parr.	

Nays—13.

Greer.	Love.
Holbrook.	Moore.
Hornsby.	Patton.

Pollard.	Wirtz.
Russek.	Witt.
Thomason.	Woodward.
Williamson.	

Present—Not Voting.

Berkeley.	Neal.
DeBerry.	

Absent.

Cousins.	Hyer.
Cunningham.	Martin.
Hardin.	Small.

Senator Williamson raised the point of order that the bill was not eligible to be taken up because the Committee report was a floor report and no Committee hearing had been held.

The Chair overruled the point of order on the ground that the Committee report accompanying the bill was regular and bore no indication of being a floor report and that he could not go behind the Committee report.

Senator DeBerry moved the previous question on the pending motion. The motion failed to receive the proper seconding.

The motion to re-refer was lost by the following vote:

Yeas—7.

Hardin.	Williamson.
Holbrook.	Wirtz.
Moore.	Witt.
Thomason.	

Nays—17.

Beck.	Parr.
Berkeley.	Parrish.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hornsby.	Westbrook.
Love.	Woodul.
McFarlane.	Woodward.
Miller.	

Present—Not Voting.

Neal.

Absent.

Cousins.	Martin.
Hyer.	Pollard.

(Pair Recorded.)

Senator Cunningham (present), who would vote nay with Senator Patton (absent), who would vote aye.

The motion to take up the bill prevailed by the following vote:

Yeas—19.

Beck.	Parr.
Berkeley.	Parrish.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Hornsby.	Stevenson.
Love.	Westbrook.
McFarlane.	Woodul.
Miller.	Woodward.
Neal.	

Nays—8.

Greer.	Thomason.
Hardin.	Williamson.
Holbrook.	Wirtz.
Moore.	Witt.

Absent.

Cousins.	Martin.
Hyer.	Patton.

The Chair laid before the Senate the following bill:

By Senator Parr:

S. B. No. 145, A bill to be entitled "An Act amending Article 879g of the Penal Code of 1925 relating to open season for hunting, taking and killing wild bear and wild buck deer; fixing the open season for wild buck deer in certain counties and limiting the number and kind of buck deer that may be taken or killed in said counties; enacting provisions in reference to penalties for violating said Article 879g of the provisions of this Act; and declaring an emergency."

Senator Williamson moved to indefinitely postpone the further consideration of the bill.

On motion of Senator Wirtz the previous question on the motion was ordered.

The motion prevailed by the following vote:

Yeas—20.

Beck.	Neal.
Berkeley.	Parrish.
DeBerry.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Moore.	Woodward.

Nays—5.

Gainer.	Stevenson.
Miller.	Woodul.
Parr.	

Absent.

Cousins.	Martin.
Hyer.	Pollard.

(Pair Recorded.)

Senator Cunningham (present), who would vote nay with Senator Patton (absent), who would vote yea.

#### Senate Bill No. 170.

The Chair laid before the Senate on second reading the following bill:

By DeBerry:

S. B. No. 170, A bill to be entitled "An Act creating a more efficient road system for Franklin County, Texas, and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted.

On motion of Senator DeBerry the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 170 was put on its second reading by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin.	Patton.
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The bill was read second time and passed to engrossment.

On motion of Senator DeBerry the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 170 was put on its third reading and final passage, by the following vote:

## Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

## Absent.

Martin.	Patton.
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Read third time and finally passed by the following vote:

## Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Stevenson.
Hardin.	Thomason.
Holbrook.	Westbrook.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

## Absent.

Martin.	Patton.
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## Recess.

On motion of Senator Woodul, the Senate, at 5:20 o'clock p. m., recessed until 8:00 o'clock p. m., with the understanding that only local and uncontested bills should be taken up.

## After Recess.

The Senate met at 8:00 o'clock p. m., pursuant to recess, and was called to order by Lieutenant Governor Barry Miller.

## Senate Bill No. 103.

The Chair laid before the Senate on second reading the following bill:

By Senator Wirtz:

S. B. No. 103, A bill to be entitled "An Act fixing the salary of the court reporters in each judicial district in this State containing four or more counties having a combined population according to the latest United States census of not less than 104,100 and not more than 104,200; etc., and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Wirtz the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 103 was put on its third reading and final passage, by the following vote:

## Yeas—22.

Beck.	Neal.
Berkeley.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Holbrook.	Small.
Hornsby.	Williamson.
Hyer.	Wirtz.
McFarlane.	Witt.
Moore.	Woodul.

## Absent.

Cousins.	Stevenson.
Hardin.	Thomason.
Love.	Westbrook.
Martin.	Woodward.
Miller.	

Read third time and finally passed.

## Senate Bill No. 76.

The Chair laid before the Senate the following bill:

By Senator Berkeley:

S. B. No. 76, A bill to be entitled "An Act to provide for the payment of the salaries and office and traveling expenses of the county superintendent of schools in all counties having a population of less than 100,000 according to the Federal Census of 1920; etc., and declaring an emergency."

Read second time.

On motion of Senator Holbrook, the bill was laid on the table subject to call.

#### House Bill No. 103.

The Chair laid before the Senate the following bill:

By Mr. Sinks:

H. B. No. 103, A bill to be entitled "An Act to levy and collect annually a five-dollar road tax against all able-bodied male citizens of Burleson County who are subject to road work under the general laws of this State who are between the ages of twenty-one and forty-five years; providing the manner of assessment and collecting of said tax, and providing further for a penalty for failure or refusal to pay such tax; repealing all laws in conflict therewith; and declaring an emergency."

The rule requiring committee reports to lie over 24 hours was suspended by a two-thirds vote.

The committee report was adopted.

On motion of Senator Gainer the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 103 was put on its second reading by the following vote:

#### Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

#### Absent.

Hyer.	Stevenson.
Martin.	Westbrook.

The bill was read second time and passed to third reading.

On motion of Senator Gainer the constitutional rule requiring bills to be read on three several days was

suspended and H. B. No. 103 was put on its third reading and final passage, by the following vote:

#### Yeas—26.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Moore.	Woodward.

#### Absent.

Cunningham.	Stevenson.
Martin.	Westbrook.
Miller.	

Read third time and finally passed by the following vote:

#### Yeas—26.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Moore.	Woodward.

#### Absent.

Cunningham.	Stevenson.
Martin.	Westbrook.
Miller.	

#### Senate Bill No. 154.

The Chair laid before the Senate on second reading the following bill:

By Senator Hornsby:

S. B. No. 154, A bill to be entitled "An Act to amend Article 941a, of the Penal Code of Texas, 1925, and to amend Chapter 53, of the Acts of the Forty-first Legislature, Regular Session, so as to permit the catching of suckers, buffalo, carp, shad and gar, in Williamson County dur-

ing the months of June, July and August, by the use of a seine of any size mesh, or by the use of wire, rope or grab hook and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hornsby the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 154 was put on its third reading and final passage, by the following vote:

Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

Absent.

Martin.	Stevenson.
Miller.	Westbrook.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

Absent.

Martin.	Stevenson.
Miller.	Westbrook.

Senate Bill No. 151.

The Chair laid before the Senate on second reading the following bill:  
By Senators Woodul and Moore:

S. B. No. 151, A bill to be entitled "An Act providing better provisions for the State contracts for printing the laws and resolutions of the Legislature; and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Woodul the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 151 was put on its third reading and final passage, by the following vote:

Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

Absent.

Martin.	Stevenson.
Miller.	Westbrook.

Read third time and finally passed by the following vote:

Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

Absent.

Martin.	Stevenson.
Miller.	Westbrook.

Senate Bill No. 10.

The Chair laid before the Senate on second reading the following bill:  
By Senator Williamson.



S. B. No. 10, A bill to be entitled "An Act to provide that the Highway Department may issue a permit upon the application of any person, firm or corporation to operate over a State Highway super-heavy or over-size equipment for the transportation of such commodities as cannot be reasonably dismantled, etc., and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Williamson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 10 was put on its third reading and final passage, by the following vote:

## Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

## Absent.

Martin.	Stevenson.
Miller.	Westbrook.

The bill was read third time and finally passed by the following vote:

## Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

## Absent.

Martin.	Stevenson.
Miller.	Westbrook.

## Senate Bill No. 104.

Senator Wirtz moved to take up the following bill:

By Senator Wirtz:

S. B. No. 104, A bill to be entitled "An Act fixing the salary of official court reporters in judicial districts composed of five or more counties having a combined population according to the latest U. S. census of not less than 98,700 and not more than 98,800; etc., and declaring an emergency."

The motion prevailed by the following vote:

## Yeas—23.

Beck.	Neal.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

## Nays—1.

Parr.

## Absent.

Cousins.	Stevenson.
Hyer.	Westbrook.
Martin.	Witt.
Miller.	

The Committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Wirtz the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 104 was put on its third reading and final passage, by the following vote:

## Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

Absent.

Martin.	Stevenson.
Miller.	Westbrook.

The bill was read third time and finally passed.

**Senate Bill No. 137.**

The Chair laid before the Senate on second reading the following bill:  
By Senator Neal:

S. B. No. 137, A bill to be entitled "An Act fixing the salary of the official court reporter in every judicial district of this State composed of two counties having a combined population of not less than 60,300 and not more than 60,400 according to the latest U. S. Census; providing for the payment of said salary, and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 137 was put on its third reading final passage, by the following vote:

Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

Absent.

Martin.	Stevenson.
Miller.	Westbrook.

The bill was read third time and finally passed.

**Senate Bill No. 152.**

The Chair laid before the Senate on second reading the following bill:  
By Senator Love:

S. B. No. 152, A bill to be entitled "An Act to provide that tax collectors, shall, in counties having 210,000 population or more, according

to the census of 1920 and cities, political subdivisions or tax assessing districts within such counties, shall collect taxes in chronological order in which they were assessed; etc., and declaring an emergency."

The Committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Love the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 152 was put on its third reading and final passage, by the following vote:

Yeas—27.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Hyer.	Witt.
Love.	Woodul.
McFarlane.	Woodward.
Moore.	

Absent.

Martin.	Stevenson.
Miller.	Westbrook.

The bill was read third time and finally passed.

**Senate Bill No. 100.**

Senator Parr moved to take up the following bill:

By Senator Parr:

S. B. No. 100, A bill to be entitled "An Act to amend Art. 7482, and Art. 7485, as contained in Chapter one of Title 128 of the Revised Civil Statutes of Texas; fixing adequate compensation of the members of the State Board of Water Engineers and of the Reclamation Engineer of the State of Texas."

The motion was lost by the following vote:

Yeas—11.

Beck.	Pollard.
Berkeley.	Russek.
Gainer.	Williamson.
Greer.	Wirtz.
Love.	Woodul.
Parr.	

## Nays—8.

Holbrook.	Neal.
Hornsby.	Parrish.
McFarlane.	Small.
Moore.	Woodward.

Present—Not Voting.

Cousins.	DeBerry.
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## Absent.

Cunningham.	Patton.
Hardin.	Stevenson.
Hyer.	Thomason.
Martin.	Westbrook.
Miller.	Witt.

(Two-thirds vote required.)

## Senate Bill No. 13.

Senator Woodward moved to take up S. B. No. 13. The motion prevailed by the following vote:

## Yeas—21.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Pollard.
DeBerry.	Russek.
Gainer.	Small.
Greer.	Thomason.
Holbrook.	Williamson.
Hornsby.	Wirtz.
Love.	Woodul.
McFarlane.	Woodward.
Miller.	

## Nays—3.

Cunningham.	Parrish.
Parr.	

## Absent.

Hardin.	Stevenson.
Hyer.	Westbrook.
Martin.	Witt.
Patton.	

The Chair laid before the Senate the following bill:

By Senator Williamson:

S. B. No. 13, A bill to be entitled "An Act authorizing the State Highway Department of the State of Texas to audit the records and fees collected by the tax collectors for the registration or transfer of motor vehicles, tractors, trailers, semi-trailers, or other vehicles or for chauffeurs license, and declaring an emergency."

The bill was read second time.

Senator Greer moved to lay the bill on the table subject to call. The motion prevailed.

## Senate Bill No. 36.

The Chair laid before the Senate on second reading the following bill:

By Senator Williamson:

S. B. No. 36, A bill to be entitled "An Act amending Section 1 of Chapter 218 of the General and Special Laws of the Regular Session of the 40th Legislature so as to permit blue uniforms in addition to dark grey to be worn by officers making arrests for violations of the laws of this State relating to the speed of motor vehicles; and declaring an emergency."

The Committee report carrying amendments was adopted.

The bill as amended was read second time and passed to engrossment.

On motion of Senator Williamson the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 36 was put on its third reading and final passage, by the following vote:

## Yeas—28.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

## Absent.

Martin.	Westbrook.
Stevenson.	

The bill was read third time and finally passed by the following vote:

## Yeas—26.

Beck.	Hornsby.
Berkeley.	Hyer.
Cousins.	Love.
Cunningham.	McFarlane.
Gainer.	Miller.
Greer.	Moore.
Holbrook.	Neal.

Parr.	Thomason.
Parrish.	Williamson.
Fatton.	Wirtz.
Pollard.	Witt.
Russek.	Woodul.
Small.	Woodward.

Nays—1.

DeBerry.

Absent.

Hardin.	Stevenson.
Martin.	Westbrook.

**Senate Bill No. 112.**

The Chair laid before the Senate on its second reading the following bill:

By Senator Holbrook:

S. B. No. 112, A bill to be entitled "An Act making an appropriation in the sum of eighty thousand dollars out of the general revenue of the State, not otherwise appropriated, for constructing and surfacing roads and streets on the camp site of the National Guard at Palacios, Matagorda County, Texas, for letting, form and signing of contracts; etc., and declaring an emergency."

The bill was read second time.

On motion of Senator Holbrook, the bill was laid on the table subject to call.

**Senate Bill No. 109.**

The Chair laid before the Senate on its second reading the following bill:

By Senator Holbrook:

S. B. No. 109, A bill to be entitled "An Act making an emergency appropriation out of the Sand, Shell, and Gravel Fund of this State to pay certain refunds of the tax collected by the Game, Fish, and Oyster Commissioner on sand, shell and gravel used by counties, cities and State Highway commission for construction of roads and streets; etc., and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Holbrook the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 109 was put on its third reading and final passage, by the following vote:

Yeas—26

Beck.	Cousins.
Berkeley.	Cunningham.

DeBerry.	Parrish.
Gainer.	Patton.
Greer.	Pollard.
Holbrook.	Russek.
Hornsby.	Small.
Hyer.	Thomason.
Love.	Williamson.
Miller.	Wirtz.
Moore.	Witt.
Neal.	Woodul.
Parr.	Woodward.

Nays—1.

McFarlane.

Absent.

Hardin.	Stevenson.
Martin.	Westbrook.

The bill was read third time and finally passed by the following vote:

Yeas—24.

Beck.	Neal.
Berkeley.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Nays—2.

McFarlane.	Parr.
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Absent.

Cousins.	Stevenson.
Hardin.	Westbrook.
Martin.	

**House Bill No. 81.**

The Chair laid before the Senate on its second reading the following bill:

By Mr. Williams of Sabine:

H. B. No. 81, A bill to be entitled "An Act to fix the compensation of county commissioners in every county having a population of more than 12,250 and less than 12,350, according to the latest United States census; regulating the payment of same; and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by a two-thirds vote.

The Committee report carrying amendment was adopted.

The bill was read second time and passed to third reading.

On motion of Senator Thomason the constitutional rule requiring bills to be read on three several days was suspended and H. B. No. 81 was put on its third reading and final passage, by the following vote:

Yeas—28.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent.

Martin.	Westbrook.
Stevenson.	

The bill was read third time and finally passed by the following vote:

Yeas—28.

Beck.	Moore.
Berkeley.	Neal.
Cousins.	Parr.
Cunningham.	Parrish.
DeBerry.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.

Absent.

Martin.	Westbrook.
Stevenson.	

#### Senate Bill No. 173.

The Chair laid before the Senate the following bill:

By Senator Gainer:

S. B. No. 173, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to purchase, acquire, and construct permanent improvements, including dormitories, stadiums, and athletic

fields, etc., and declaring an emergency."

The rule requiring Committee reports to lie over 24 hours was suspended by a two-thirds vote.

The Committee report was adopted.

On motion of Senator Gainer the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 173 was put on its second reading by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin.	Westbrook.
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The bill was read second time and passed to engrossment.

On motion of Senator Gainer the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 173 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Williamson.
Hyer.	Wirtz.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Absent.

Martin.	Westbrook.
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The bill was read third time and finally passed by the following vote:

## Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

## Absent.

Martin.

## Senate Bill No. 150.

The Chair laid before the Senate on its second reading the following bill:

By Senator Pollard:

S. B. No. 150, A bill to be entitled "An Act to provide for the collection of delinquent taxes in independent school districts where the local ad valorem tax is assessed and collected locally by or under the direction of the trustees of such district, and to repeal all laws and parts of laws in conflict herewith."

The bill was read second time and passed to engrossment.

On motion of Senator Pollard the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 150 was put on its third reading and final passage, by the following vote:

## Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

## Absent.

Martin.

The bill was read third time and finally passed by the following vote:

## Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

## Absent.

Martin.

## Senators Excused.

On motion of Senator DeBerry, Senator Martin was excused for today on account of important business.

## Senate Bill No. 128.

The Chair laid before the Senate on its second reading the following bill:

By Senator Greer:

S. B. No. 128, A bill to be entitled "An Act validating, ratifying and approving the Acts and proceedings of the county board of school trustees relating to annexation of territory to certain independent school districts; and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Greer the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 128 was put on its third reading and final passage, by the following vote:

## Yeas—30.

Beck.	Hornsby.
Berkeley.	Hyer.
Cousins.	Love.
Cunningham.	McFarlane.
DeBerry.	Miller.
Gainer.	Moore.
Greer.	Neal.
Hardin.	Parr.
Holbrook.	Parrish.

Patton.  
Pollard.  
Russek.  
Small.  
Stevenson.  
Thomason.

Westbrook.  
Williamson.  
Wirtz.  
Witt.  
Woodul.  
Woodward.

Absent.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

#### Senate Bill No. 122.

The Chair laid before the Senate on its second reading the following bill:

By Senator Small:

S. B. No. 122, A bill to be entitled "An Act authorizing Independent School Districts in certain classes of counties to dispose of real property not needed for school property; and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Small the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 122 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Hardin.
Berkeley.	Holbrook.
Cousins.	Hornsby.
Cunningham.	Hyer.
DeBerry.	Love.
Gainer.	McFarlane.
Greer.	Miller.

Moore.  
Neal.  
Parr.  
Parrish.  
Patton.  
Pollard.  
Russek.  
Small.

Stevenson.  
Thomason.  
Westbrook.  
Williamson.  
Wirtz.  
Witt.  
Woodul.  
Woodward.

Absent.

Martin.

The bill was read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

#### Senate Bill No. 34.

The Chair laid before the Senate on its second reading the following bill:

By Senator Berkeley:

S. B. No. 34, A bill to be entitled "An Act amending Section 3, of an Act passed by the First Called Session of the 41st Legislature known as H. B. No. 180, etc., and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Berkeley the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 34 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Gainer.
Berkeley.	Greer.
Cousins.	Hardin.
Cunningham.	Holbrook.
DeBerry.	Hornsby.

Hyer.	Russek.
Love.	Small.
McFarlane.	Stevenson.
Miller.	Thomason.
Moore.	Westbrook.
Neal.	Williamson.
Parr.	Wirtz.
Parrish.	Witt.
Patton.	Woodul.
Pollard.	Woodward.

Absent.

Martin.

On motion of Senator Miller, the bill was laid on the table subject to call.

**Senate Bill No. 129.**

The Chair laid before the Senate on second reading the following bill:

By Senators Martin and Moore:

S. B. No. 129, A bill to be entitled "An Act authorizing any water improvement district to create emergency loans and issue interim bonds for the purposes; etc., and declaring an emergency."

On motion of Senator Moore, the bill was laid on the table subject to call.

**Senate Bill No. 126.**

The Chair laid before the Senate on second reading the following bill:

By Senator Hornsby:

S. B. No. 126, A bill to be entitled "An Act providing that in all counties where the county attorney performs the duties of the county attorney and district attorney, the county attorney may appoint one or more assistants who need not possess the qualifications provided for county attorneys; etc., and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Hornsby the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 126 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Gainer.
Berkeley.	Greer.
Cousins.	Hardin.
Cunningham.	Holbrook.
DeBerry.	Hornsby.

Hyer.	Russek.
Love.	Small.
McFarlane.	Stevenson.
Miller.	Thomason.
Moore.	Westbrook.
Neal.	Williamson.
Parr.	Wirtz.
Parrish.	Witt.
Patton.	Woodul.
Pollard.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

**Senate Bill No. 155.**

The Chair laid before the Senate on second reading the following bill:

By Senator Cousins:

S. B. No. 155, A bill to be entitled "An Act fixing the salary of the county superintendent of public instruction in a certain class of counties classified according to population, said salary to be paid in the same manner and out of the same funds as provided for county superintendent under the laws of this State; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Cousins the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 155 was put on its third reading and final passage, by the following vote:



## Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

## Absent.

Martin.

Read third time and finally passed  
by the following vote:

## Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

## Absent.

Martin.

## Senate Bill No. 116.

The Chair laid before the Senate  
on second reading the following bill:  
By Senator Williamson:

S. B. No. 116, A bill to be entitled  
"An Act to amend Section 27 and  
28 of H. B. No. 104, passed at the  
First Called Session of the Forty-  
first Legislature, providing that the  
Board of Barber Examiners shall se-  
lect a president and secretary; etc.,  
and declaring an emergency."

The bill was read second time and  
passed to engrossment.

On motion of Senator Beck the  
constitutional rule requiring bills to  
be read on three several days was

suspended and S. B. No. 116 was put  
on its third reading and final pas-  
sage, by the following vote:

## Yeas—29.

Beck.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.
Neal.	

## Nays—1.

Berkeley.

## Absent.

Martin.

Read third time and finally passed  
by the following vote:

## Yeas—28.

Beck.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
Love.	Williamson.
McFarlane.	Wirtz.
Miller.	Witt.
Moore.	Woodul.
Neal.	Woodward.

## Nays—2.

Berkeley.

DeBerry.

## Absent.

Martin.

## Pages Excused.

On motion of Senators McFarlane  
and Pollard, the pages were excused  
at 9:30 o'clock p. m.

## Senate Bill No. 159.

The Chair laid before the Senate  
on second reading the following bill:  
By Senator Parr:

S. B. No. 159, A bill to be entitled "An Act fixing the compensation of deputies and assistants of certain district and county officers in counties having a population of over thirty-six thousand five hundred inhabitants containing no city with a population of twenty-five thousand inhabitants, and having property of an assessed valuation exceeding thirty million dollars as shown by the tax rolls for the last preceding year; and declaring an emergency."

The committee report carrying an amendment was adopted.

The bill as amended was read second time and passed to engrossment.

On motion of Senator Parr the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 159 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

### Senate Bill No. 129.

Senator Moore called up from the table S. B. No. 129.

The bill was read second time and passed to engrossment.

On motion of Senator Moore the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 129 was put on its third reading and final passage, by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodward.
Moore.	

Nays—1.

Woodul.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—26.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
Gainer.	Pollard.
Greer.	Russek.
Hardin.	Small.
Holbrook.	Stevenson.
Hornsby.	Thomason.
Hyer.	Westbrook.
McFarlane.	Williamson.
Miller.	Witt.
Moore.	Woodward.

Nays—3.

DeBerry.	Woodul.
Wirtz.	

Absent.

Love.	Martin.
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## Senate Bill No. 92.

The Chair laid before the Senate on second reading the following bill:  
By Senator Russek:

S. B. No. 92, A bill to be entitled "An Act to exempt male persons residing in Fayette County, Texas, from road duty by paying to the county tax collector of said county the sum of Five Dollars annually; and declaring an emergency."

The committee report was adopted.

The bill was read second time and passed to engrossment.

On motion of Senator Russek the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 92 was put on its third reading and final passage, by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—30.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

## Senate Bill No. 87.

The Chair laid before the Senate on second reading the following bill:  
By Senator Neal:

S. B. No. 87, A bill to be entitled "An Act relating to the State Board of Education; providing for the appointment of the members of said Board; etc., and declaring an emergency."

The bill was read second time and passed to engrossment.

On motion of Senator Neal the constitutional rule requiring bills to be read on three several days was suspended and S. B. No. 87 was put on its third reading and final passage, by the following vote:

Yeas—30 .

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent.

Martin.

Read third time and finally passed by the following vote:

Yeas—29.

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Witt.
McFarlane.	Woodul.
Miller.	Woodward.
Moore.	

Nays—1.

Wirtz.

Absent.

Martin.

## Senate Bill No. 11.

The Chair laid before the Senate on second reading the following bill: By Senator Williamson:

S. B. No. 11, A bill to be entitled "An Act further regulating the operation of vehicles on the public highways; limiting the size and weight of vehicles and loads permitted on any public highway; requiring lights on certain vehicles not heretofore by law required to carry lighting equipment; restricting the stopping or parking of a vehicle on the improved portion of a highway; providing for the erection and maintenance of signs or markers, on the State Highways, prescribing restrictions regarding the speed of any vehicle; prescribing penalties for violations of this Act; providing for appointment of inspectors to enforce the provisions of this Act and other laws relating to vehicles and traffic on the public highways; repealing all laws or parts of laws in conflict herewith; and declaring an emergency."

The committee report carrying a substitute was adopted.

Read second time.

Senator McFarlane sent up the following amendment:

Amend the committee substitute for S. B. No. 11 by striking out 50 and insert 45.

McFARLANE.

The amendment was read.

Senator Parr moved to table the amendment. The motion prevailed by the following vote:

Yeas—13.

Beck.	Stevenson.
Gainer.	Thomason.
Holbrook.	Williamson.
Parr.	Wirtz.
Parrish.	Woodul.
Patton.	Woodward.
Russek.	

Nays—13.

Berkeley.	McFarlane.
Cousins.	Miller.
Cunningham.	Moore.
DeBerry.	Neal.
Greer.	Pollard.
Hornsby.	Small.
Love.	

Absent.

Hardin.  
Hyer.  
Martin.

Westbrook.  
Witt.

The Chair voted yea.

Adjournment.

On motion of Senator Pollard, the Senate, at 9:55 o'clock p. m., adjourned until 10:00 o'clock tomorrow morning.

## APPENDIX.

## Petitions and Memorials.

State of Florida  
House of Representatives

Tallahassee, June 17, 1929.

Honorable, President of the Senate,  
Texas Legislature,  
Austin, Texas.

Dear Sir:

I am directed by the House of Representatives of the Florida Legislature to transmit to you herewith copy of House Resolution No. 15, of the Extraordinary Session, in session assembled, which was adopted by the House at its regular morning session today.

Respectfully yours,

FRANK WEBB, Chief Clerk,  
House of Representatives.

By Mr. Way, of Pinellas County.  
House Resolution No. 15.

Whereas, It has become common knowledge that at a social function held in the City of Washington at the White House, the official residence of the President of the United States, presided over by the wife of the President, a negro woman by the name of DePriest was entertained and received on terms of equality with the white ladies present; and

Whereas, We believe that social intercourse between the white and black races is contrary to decency and subversive of the best interests of all parties concerned; and

Whereas, There has always existed in the Southern states, and always shall exist, a line of demarcation between the social status of the white and negro races; and

Whereas, During the presidential campaign in the year 1928 the charge was made that Herbert Hoover, then a candidate for President of the United States, and now President,

had by order as Secretary of Commerce directed that no distinction, so far as segregation was concerned should be made between the white and negro employees of said department, which charge was denied by the allies and supporters of the said Herbert Hoover; and

Whereas, The electorate of the State of Florida, believing that the said Herbert Hoover would discourage social equality and deny to the negro that which has always been denied, did give to the said Herbert Hoover a majority of the votes cast in the national election held on the 6th day of November, 1928, and the electoral vote of said State of Florida; now therefore, be it

Resolved, By the House of Representatives of the State of Florida that in condemnation of certain social policies of the administration which have to do with entertaining negroes in the White House and in thus entertaining a negro woman on a party with white ladies was both shameful and disgraceful and if persisted in will destroy the prestige of the Anglo-Saxon race and set at naught the social fabric of the country that has for ages guarded and kept sacred the purity of our Anglo-Saxon blood which stands for the highest type of Americanism.

Be it further resolved that Hon. Glenn B. Skipper, Republican National Committeeman of the State of Florida, be requested and urged to convey to the President of the United States the earnest protest of the House of Representatives and that he use his influence with the President to the end that incidents hereinbefore alluded to be discontinued.

Be it further resolved that this Resolution be entered on the Journal of the House of Representatives that it may stand for all time as a protest against any effort to accord to the negro race social equality with the white race.

Be it further resolved that the Senate of the Texas Legislature be and is herewith complimented for its action in condemnation of Mrs. Hoover and a copy of this Resolution be immediately certified to the Senate of the Texas Legislature.

#### Committee on Engrossed Bills.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 102 carefully examined and compared and find the same correctly engrossed.

PARR, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 111 carefully examined and compared and find the same correctly engrossed.

PARR, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 132 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 121 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 160 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 124 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 57 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 148 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 49 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 125 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 21 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 20 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Engrossed Bills, have had S. B. No. 138 carefully examined and compared and find the same correctly engrossed.

WESTBROOK, Chairman.

#### Committee Reports.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 148, A bill to be entitled "An Act extending outstanding State oil and gas permits and leases; prescribing conditions thereof; providing for combining same; providing issuance of lease upon production of oil or gas; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that the original bill do not pass but that the substitute bill, hereto attached, do pass in lieu thereof, and that it being a local bill that it be not printed.

WIRTZ, Chairman.

Committee Room,  
Austin, Texas, June 19, 1929.  
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 163, A bill to be entitled "An Act to amend Article 5440 of the Revised Civil Statutes of the State of Texas, adopted in authorizing the appointment of a State Librarian, defining the qualifications and duties, prescribing the compensation thereof, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass.

WIRTZ, Chairman.

Committee Room,  
Austin, Texas, June 19, 1929.  
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 162, A bill to be entitled "An Act to amend Chapter 3, Title

67 of the Revised Civil Statutes of Texas, by adding Article 4056-B and by authorizing the Game, Fish and Oyster Commissioner of Texas or the Game, Fish and Oyster Commission of Texas to lease a portion of the Medina river for occupation for hunting, bathing and fishing purposes and authorizing the Game, Fish and Oyster Commissioner or the Game, Fish and Oyster Commission and its employees to enter upon said property for certain purposes; enacting regulations relating thereto and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and that it be not printed.

WIRTZ, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on State Affairs, to whom was referred

H. B. No. 81, A bill to be entitled "An Act to fix the compensation of County Commissioners in every county having a population of more than 12,250 and less than 12,350, according to the last United States Census; regulating the payment of same; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with Committee amendments and that it being a local bill that it be not printed.

WIRTZ, Chairman.

Amend H. B. No. 81, Section 1, line 3, by striking out the words "Last United States Census" and inserting in lieu thereof "The United States Census of 1920."

COUSINS.

Amend the Caption of H. B. No. 81 by striking out the words "last United States Census" and inserting in lieu thereof "United States Census of 1920."

COUSINS.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

S. B. No. 170, A bill to be entitled "An Act creating a more efficient road system for Franklin County, Texas; etc., and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on Educational Affairs, to whom was referred

S. B. No. 164, A bill to be entitled "An Act providing for a rural school supervisor in certain counties in lieu of teachers' institutes; prescribing the duties of said supervisor; providing for visits to schools of the county and work in cooperation with teachers; prescribing the salary of said supervisor and how it shall be paid; providing other things incidental to said purpose; and declaring an emergency."

Have had the same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass, and being a local bill, that it be not printed.

NEAL, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the Senate:

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 131, A bill to be entitled "An Act to grant aid to indigent and disabled Confederate Soldiers and Sailors and their widows, as authorized under the provisions of Section 51, Article 3 of the Constitution of Texas, and making appropriations for such purpose, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do not pass, but that the attached Committee substitute do pass in lieu thereof, and be not printed.

POLLARD, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the  
Senate.

Sir: We, your Committee on Highways and Motor Traffic, to whom was referred

H. B. No. 103, A bill to be entitled "An Act to levy and collect annually a five dollar road tax against all able bodied male citizens of Burleson County, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

WITT, Chairman.

Committee Room,  
Austin, Texas, June 20, 1929.  
Hon. Barry Miller, President of the  
Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 173, A bill to be entitled "An Act authorizing the Board of Directors of the Agricultural and Mechanical College of Texas to purchase, acquire and construct permanent improvements, including dormitories, stadiums, and athletic fields, and for the improvement of such structures heretofore erected, providing for the equipping and furnishing of the same, providing for the issuance and registration of revenue bonds and revenue notes, and for the disposition and pledging of the revenues derived from the operation and control of such dormitories, athletic fields, stadiums, and other improvements, authorizing the purchase and sale of certain lands, imposing the power to contract and vesting general authority in the Board of Directors for the purposes of carrying out the provisions thereof, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be not printed.

WIRTZ, Chairman.

Committee Room,  
Austin, Texas, June 19, 1929.  
Hon. Barry Miller, President of the  
Senate:

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 115, A bill to be entitled "An Act authorizing persons, firms or corporations engaged in the busi-

ness of supplying electric energy and gas, or either, to the public, to set their poles, piers, abutments, wires, gas lines, manholes, and other fixtures in, along, upon, across, and under, any of the streets and alleys of any incorporated city or town of this State, with the consent and under the direction of the governing board of such city and town; and in, along, upon, across and under any of the public roads, streets or alleys within the suburbs of any incorporated city or town, or within any unincorporated town or village, subject to such rules and regulations as may be, from time to time, adopted and published by the State Highway Department; providing that all pole lines constructed on and along any public roads and streets shall be single pole construction and operating at a voltage not to exceed 15,000 volts; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass with the attached Committee amendments, and be printed in the Journal only.

WIRTZ, Chairman.

Committee Amendment No. 1.

Amend S. B. No. 115 by striking out the words State Highway Department where they appear in the body and caption of the bill, and insert in lieu thereof the following words:

"The Commissioners Court of the County."

Committee Amendment No. 2.

Amend S. B. No. 115 by adding at the end of Section 1 the following:

"Provided that this shall not be construed to limit the rights granted under Article 1436 of the Revised Civil Statutes of 1925, to erect lines over and across public roads."

By Williamson. S. B. No. 115.

A BILL

To Be Entitled

An Act authorizing persons, firms or corporations engaged in the business of supplying electric energy and gas, or either, to the public, to set their poles, piers, abutments, wires, gas lines, manholes, and other fixtures in, along, upon,



across, and under any of the streets and alleys of any incorporated city or town of this State, with the consent and under the direction of the governing board of such city and town; and in, along, upon, across and under any of the public roads, streets or alleys within the suburbs of any incorporated city or town, or within any unincorporated town or village, subject to such rules and regulations as may be, from time to time, adopted and published by the State Highway Department; providing that all pole lines constructed on and along any public roads and streets shall be single pole construction and operating at a voltage not to exceed 15,000 volts; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. Persons, firms or corporations supplying electric energy and gas, or either, to the public, are authorized to set their poles, piers, abutments, wires, gas lines, manholes and other fixtures in, along, upon, across and under the streets and alleys of any incorporated city or town of this State with the consent and under the direction of the governing board of such city or town; and in, along, upon, across and under any of the public roads, streets or alleys within the suburbs of any incorporated city or town, or within any unincorporated town or village, subject to such rules and regulations as may be from time to time adopted and published by the State Highway Department; provided that all pole lines constructed on and along public roads and streets shall be single-pole type of construction and operating at a voltage not to exceed 15,000 volts.

Sec. 2. The fact that under the present law, persons, firms, and corporations supplying electric energy or gas to the public cannot serve the public in many places unless permitted to construct their pole and gas lines as authorized in Section 1, creates an emergency and an imperative public necessity which requires the suspension of the constitutional rule requiring bills to be read on three several days in each House and said rule is hereby suspended and this Act shall take ef-

fect and be in full force from and after its passage, and it is so enacted.

Committee Room,

Austin, Texas, June 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred

S. B. No. 165, A bill to be entitled "An Act to create the One Hundred and Twelfth Judicial District of Texas and to designate the counties constituting said District, and fixing the time for holding courts therein; amending sub-division 33 of Article 199 of the Revised Statutes of 1925; and reorganizing the Eighty-third Judicial District of Texas, and designating the counties constituting said district and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed in the Journal.

PATTON, Chairman.

By Berkeley.

S. B. No. 165.

#### A BILL

#### To Be Entitled

An Act to create the One Hundred Twelfth Judicial District of Texas and to designate the counties constituting said District, and fixing the time for holding courts therein; amending sub-division 33 of Article 199 of the Revised Statutes of 1925; reorganizing the Thirty-Third Judicial District of Texas, and designating the counties constituting said District, and fixing the time for holding court in the various counties of said District; amending sub-division 83 of Article 199 of the Revised Statutes of 1925; and reorganizing the Eighty-Third Judicial District of Texas, and designating the counties constituting said District, and fixing the time for holding court in the various counties of said District; providing that the present judge and District Attorney of said Thirty-Third and said Eighty-Third Judicial Districts of Texas shall be the Judge and District Attorney respectively of said Districts; providing for the appointment of a Judge and District Attorney for the newly created One Hundred Twelfth Judicial District of Tex-

as; and for the election of their successors according to law; providing for the election of a District Attorney for the Thirty-Third, Eighty-Third and One Hundred Twelfth Judicial Districts at the next general election in this State and each two years thereafter; providing for the election of a District Judge for the One Hundred Twelfth Judicial District herein created, at the next General Election and each four years thereafter; validating all processes, writs, bonds and recognizances of every kind and character heretofore issued or entered into, and all Grand and Petit Jurors drawn and selected under the existing laws by the various counties affected by this Act, that same shall be returnable to, and said jurors serve for the next term of court in the various counties affected, after the taking effect of this Act; providing that if any term of court shall be in session in any county in the former Thirty-Third or Eighty-Third Judicial District or Districts at the time of the taking effect of this Act same shall continue in session until the adjournment of the term; providing that all cases to be filed hereafter in Pecos County and in Upton County shall be subject to trial and returnable to the next term of court in the county where filed, at the next term of court held in said county, regardless of whether said term will be in the Eighty-Third Judicial District of Texas or in the One Hundred Twelfth Judicial District of Texas; providing that the District Clerk of Pecos County and the District Clerk of Upton County, shall be the clerk of the District Court of both the Eighty-Third and One Hundred Twelfth Judicial Districts in their respective counties; providing for the manner and sufficiency of addressing petitions and other pleadings to the District Courts of Pecos and Upton Counties; providing for the transfer of cases from the dockets of the District Courts of the said Eighty-Third and the said One Hundred Twelfth Judicial Districts from either of said Courts to the other in said Upton and Pecos Counties; providing for the

repeal of all laws or parts of laws in conflict herewith, and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. The One Hundred Twelfth Judicial District of Texas is hereby created by this Act, and said Judicial District shall be composed of the following counties, to-wit: Pecos, Upton, Kimble, Sutton, and Crockett, and the terms of Court shall be held in the said Counties as follows to-wit:

In Pecos County: On the 1st Monday in January, May and November and the 2nd Monday in July of each year, and may continue four weeks, at the January and July Terms and five weeks at the May and November Terms.

In Upton County: On the First Monday in February and the Second Monday in June of each year and may continue three weeks.

In Kimble County: On the fourth Monday in February and the Second Monday in August of each year and may continue three weeks.

In Sutton County: On the third Monday in March and the first Monday in September of each year and may continue two weeks.

In Crockett County: On the first Monday in April and the Third Monday in September of each year and may continue two weeks.

Sec. 2. Sub-division 33 of Article 199, Revised Statutes of 1925 shall hereafter read as follows: The Thirty-Third Judicial District shall be composed of Gillespie, Mason, Blanco, Menard, San Saba, Llano and Burnet Counties, and the terms of the District Court shall be held therein as follows:

In Gillespie County: Beginning on the second Monday after the first Monday in February and August of each year, and may continue in session three weeks.

In Mason County: Beginning on the fifth Monday after the first Monday in February and August of each year, and may continue in session two weeks.

In Blanco County: Beginning on the Seventh Monday after the first Monday in February and August of each year, and may continue in session two weeks.

In Menard County: Beginning on the ninth Monday after the first Monday in February and August of

each year, and may continue in session two weeks.

In San Saba County: Beginning on the eleventh Monday after the first Monday in February and August of each year, and may continue in session three weeks.

In Llano County: Beginning on the Fourteenth Monday after the first Monday in February and August, and may continue in session three weeks.

In Burnet County: Beginning on the seventeenth Monday after the first Monday of February and August of each year, and may continue in session three weeks.

Sec. 3. Sub-division 83 of Article 199, Revised Statutes of 1925 shall hereafter read as follows: That the following counties to-wit: Jeff Davis, Presidio, Brewster, Pecos, Upton and Reagan, shall hereafter constitute the Eighty-Third Judicial District of Texas, and the terms of Court shall be held in said Counties as follows, to-wit:

In Jeff Davis County: On the second Monday in January and July of each year and may continue two weeks.

In Presidio County: On the Third Monday after the first Monday in January and July of each year, and may continue three weeks.

In Brewster County: On the sixth Monday after the first Monday in January and July of each year and may continue three weeks.

In Pecos County: On the Ninth Monday after the first Monday in January and July of each year, and may continue for three weeks.

In Upton County: On the twelfth Monday after the first Monday in January and July of each year, and may continue two weeks.

In Reagan County: On the fourteenth Monday after the first Monday in January and July of each year and may continue two weeks.

Sec. 4. The district judge and the district attorney of the said Thirty-third, and the said Eighty-third Judicial Districts of Texas, shall be and remain the district judge and district attorney of their respective Districts, until the expiration of the term for which they were respectively elected, and until their respective successors are duly elected and qualified as provided by law.

Sec. 5. Immediately after this Act

shall have gone into effect it shall be the duty of the Governor of this State to appoint a person qualified by law to act as Judge, of said One Hundred and Twelfth Judicial District of Texas, and to appoint a person qualified by law to act as district attorney of said One Hundred and Twelfth Judicial District of Texas, which appointees may hold their respective offices until the next general election in this State, their successor to be elected as now provided by law.

Sec. 6. The said Thirty-third, Eighty-third and One Hundred and Twelfth Judicial Districts of Texas, as herein constituted, shall each respectively elect a district attorney at the next general election and each two years thereafter.

Sec. 7. All processes and writs issued out of, and bonds and recognizances entered into, and all grand and petit jurors drawn and selected before this Act takes effect, shall be valid and returnable to the next succeeding term of the District Court in and for the several counties, as herein fixed, as though issued and served for such terms, and returnable to and drawn for the same, and all such processes, writs, bonds and recognizances taken before or issued by the various counties affected by this Act, shall be as valid as though no change had been made in the District Courts herein, in the time of holding courts therein.

Sec. 8. It is further provided that if any court in any county in said Thirty-third Judicial District and/or Eighty-third Judicial District as existing prior to the passage of this Act shall be in session at the time this Act takes effect, such court or courts affected thereby shall continue in session until the term thereof shall expire under the provisions of existing laws, but thereafter the court in such county or counties shall conform to the terms of this Act.

Sec. 9. Immediately after this bill goes into effect the district clerk of Pecos County shall transfer three-fourths of the cases on the civil docket of the District Court of Pecos County, Texas, to the One Hundred and Twelfth Judicial District and place the same on a docket for said Court. All the civil cases on said docket shall be divided in the following manner:

The number of each case shall be written on a piece of paper and the same folded and placed in a box in such manner that said number cannot be read without unfolding said paper. Each piece of paper shall be the same size and the same color. When the number of all cases on said docket are written on the separate pieces of paper and placed in the box as provided for herein, they shall be well shaken and stirred up, then the clerk shall draw out one number, which case represented by said number, shall remain on the docket of the Eighty-third Judicial District. Then three numbers shall be drawn out and the cases represented thereby, transferred to the docket of the One Hundred and Twelfth Judicial District, then one case drawn which shall remain on the docket of the Eighty-third Judicial District. Then three cases shall be drawn out and transferred to the One Hundred and Twelfth Judicial District and so on as long as there is a number in the box. Said numbers to be shaken up after each number is drawn out. All the proceedings of the division of said civil docket shall be in the presence of the district judge of the Eighty-third Judicial District or if he is not present in the presence of the sheriff of Pecos County, Texas, and one or more citizens of Pecos County, Texas to be selected by said sheriff. When so divided and the dockets of the said Eighty-third and the said One Hundred and Twelfth Judicial Districts made up as provided for herein the same shall be and remain the dockets of each district respectively.

All criminal cases now on the docket of the District Court of Pecos County, Texas, shall remain on said docket until transferred or otherwise disposed of by the district judge of said Court.

Immediately after this bill goes into effect the district clerk of Upton County shall divide the civil docket of the District Court of Upton County in the same manner as provided for in the division of the docket of the District Court of Pecos County herein, and before by same parties except that it shall be the sheriff of Upton County and citizens thereof instead of Pecos County, and with this further exception that the first two cases drawn out of the box shall remain on the docket of the Eighty-

third Judicial District and the next three drawn out, shall be transferred to the docket of the One Hundred and Twelfth Judicial District and so on by two's and three's until the entire number of cases are drawn out of said box. The dockets so made up shall be and remain the dockets of the respective District Courts of the said One Hundred and Twelfth and the said Eighty-third Judicial Districts, until transferred or otherwise disposed of by the judge of each respective District.

All Criminal cases now on the docket of the Eighty-third Judicial District of Upton County Texas, shall remain on said docket, until they are transferred or otherwise disposed of by the judge of said District.

The Clerk of the District Court of both Upton County and Pecos County respectively, shall transfer any case on either the Civil or Criminal docket thereof to the docket of the other District Court of said County, either in term time, or vacation, on the order of the District Judge of such Court. Such Order of transfer to be noted by the Clerk on the minutes of said Courts.

Sec. 10. It shall hereafter be sufficient to address a petition or other pleading to be filed in the District Court of said Pecos County, to the District Court of Pecos County Texas, or if to be filed in the District Court of said Upton County, to the District Court of Upton County, Texas, without giving the number of the District Court in such address.

Sec. 11. The District Courts of the Eighty-third Judicial District and the One Hundred and Twelfth Judicial Districts herein created in Pecos and Upton Counties shall have concurrent jurisdiction with each other throughout the limits of each of said counties of all matters civil and criminal of which jurisdiction is given to the District Courts by the Constitution and laws of this State. The Clerk of the District Court of Pecos County, Texas, as heretofore constituted and his successors in office shall be the clerk of both the Eighty-third and the One Hundred Twelfth District Courts of said Pecos County and shall perform all the duties pertaining to the clerkship of both of said Courts. The Clerk of the District Court of Upton County, Texas, as heretofore constituted

and his successors in office shall be the clerk of both the Eighty-third and One Hundred Twelfth District Courts of said Upton County and shall perform all the duties pertaining to the clerkship of both of said Courts.

Sec. 12. There shall be elected at the next general election and every four years thereafter, Judge of the One Hundred Twelfth Judicial District of Texas.

Sec. 13. All laws and parts of laws in conflict herewith are hereby repealed.

Sec. 14. The rapid settlement of all counties composing the present Thirty-third Judicial District of Texas, and the present Eighty-third Judicial District of Texas, and the great increase in litigation in said counties, the crowded condition of the dockets in the District Courts in the Counties affected by this Act, and the fact that the terms of court now provided by law for the different counties covered by this Act are so short as not to permit the trial of cases on docket, and because of the great delay in the administration of justice, creates an emergency and an imperative public necessity that requires that the constitutional rule requiring bills to be read on three several days before passage be suspended, and it is so suspended, and this Act shall take effect from and after its passage, and it is so enacted.

Committee Room.

Austin, Texas, June 20, 1929.

Hon. Barry Miller, President of the Senate.

Sir: We, your Committee on State Affairs, to whom was referred

S. B. No. 169, A bill to be entitled "An Act to amend Article 7298, Revised Statutes of 1925, and to prevent delinquent tax payers from pleading statute of limitation by way of defense against the payment of any taxes due from him or her either to the State, or any county, city, town or any district, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed in the Journal.

WIRTZ, Chairman.

By Woodul.

S. B. No. 169.

# A BILL To Be Entitled

An Act to amend Article 7298, Revised Statutes, 1925, and to prevent delinquent tax payers from pleading statute of limitation by way of defense against the payment of any taxes due from him or her either to the State, or any county, city, town, navigation district, drainage district, road district, levee district, reclamation district, irrigation district, independent school district, common school district, improvement district, and all other districts; and declaring an emergency.

Be it enacted by the Legislature of the State of Texas:

Section 1. That Article 7298, Revised Civil Statutes of 1925 be, and the same is, hereby amended to read as follows:

That no delinquent tax payer shall have the right to plead in any court or in any manner rely upon any statute of limitation by way of defense against the payment of taxes due from him or her to the State, or any county, city, town, navigation district, drainage district, road district, levee district, reclamation district, irrigation district, independent school district, common school district, improvement district, and all other districts.

Sec. 2. Whereas, there is now no law in this State to prevent delinquent tax payers from setting up the statute of limitation as a defense against the payment of taxes due from him or her whether to the State, or any county, city, town or district, and the further fact that the Supreme Court, in the case of the State for Dallas County Bols D'Arc Island Levee District vs. Glenn 13 S. W. Second Edition, page 337, has held that the two year statute of limitation applies to delinquent taxes due to districts, thus preventing hundreds of districts in this State from the collection of delinquent taxes, and to avoid the filing of a multiplicity of suits by the authorities against delinquent tax payers in order to prevent the bar of limitation being set up against them, and the further fact that hundreds of districts throughout Texas are affected thereby and will lose large

amounts of delinquent taxes, therefore an emergency exists and an imperative public necessity requiring the suspension of the constitutional rule requiring all bills to be read on three several days, and that this Act take effect and be in force from and after its passage, and it is so enacted.

### THIRTEENTH DAY.

Senate Chamber,  
Austin, Texas, June 21, 1929.

The Senate met at 10 o'clock a. m. pursuant to adjournment, and was called to order by Lieutenant Governor Barry Miller.

The roll was called, a quorum being present, the following Senators answering to their names:

Beck.	Neal.
Berkeley.	Parr.
Cousins.	Parrish.
Cunningham.	Patton.
DeBerry.	Pollard.
Gainer.	Russek.
Greer.	Small.
Hardin.	Stevenson.
Holbrook.	Thomason.
Hornsby.	Westbrook.
Hyer.	Williamson.
Love.	Wirtz.
McFarlane.	Witt.
Miller.	Woodul.
Moore.	Woodward.

Absent—Excused.

Martin.

Prayer by the chaplain.

Pending the reading of the Journal of yesterday, the same was dispensed with on motion of Senator Woodward.

### Petitions and Memorials.

(See Appendix.)

### Committee Reports.

(See Appendix.)

### Bills and Resolutions.

By Senator Wirtz:

S. B. No. 174, A bill to be entitled "An Act amending Subdivision 22 of Article 199, Title 8, of the Revised Statutes of Texas, 1925, providing for changing terms and times of holding courts in the 22nd Judicial

District of Texas; etc., and declaring an emergency."

The bill was read first time and referred to Committee on State Affairs.

By Senator Small:

S. B. No. 175, A bill to be entitled "An Act to provide for the extension of the term of oil and gas leases No. 9716 covering survey No. 8, No. 9717 covering survey No. 17, No. 9726, covering survey No. 29, No. 9718, covering survey No. 20, in so far as said lease shall apply to and affect the east half of said survey; etc., and declaring an emergency."

The bill was read first time and referred to Committee on Public Lands and Land Office.

By Senator Neal:

S. B. No. 176, A bill to be entitled "An Act changing the names of certain State Eleemosynary Institutions; etc., and declaring an emergency."

The bill was read first time and referred to Committee on Educational Affairs.

By Senator Cunningham:

S. B. No. 177, A bill to be entitled "An Act amending Article 2958 of Revised Civil Statutes of the State of Texas, 1925, and defining the residence of teachers regularly engaged in the discharge of their duties in educational institutions in this State; etc., and declaring an emergency."

The bill was read first time and referred to Committee on Educational Affairs.

### Bills Signed.

The Chair, Lieutenant Governor Barry Miller, gave notice of signing, and did sign, in the presence of the Senate, after their captions had been read, the following bills:

H. B. No. 112.      H. B. No. 89.  
H. B. No. 113.      H. B. No. 138.

### Messages From the House.

The Chair recognized the Doorkeeper, who introduced a messenger from the House with the following message:

Hall of the House of Representatives,  
Austin, Texas, June 21, 1929.

Hon. Barry Miller, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has refused to concur in Senate